

H. B. No. 93, A bill to be entitled "An Act to amend Article 1302 of the Revised Civil Statutes of the State of Texas, 1925, providing additional purposes for which corporations may be formed under the laws of Texas under what shall be known as 'Title and Trust Companies'; providing said corporations may incorporate for one or more of the purposes stated, and that no corporation incorporated under this section shall be incorporated for less than one hundred thousand dollars, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 23, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 527, A bill to be entitled "An Act to amend Article 288 of the Penal Code of the State of Texas, adopted at the Regular Session of the Thirty-ninth Legislature, 1925, so as to make it lawful to teach the Spanish language in the elementary grades in public free schools in counties bordering on the boundary line between the United States and the Republic of Mexico having a city or cities of a population of five thousand inhabitants, or more, according to the United States census of 1920, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 23, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 534, A bill to be entitled "An Act to authorize the admission in evidence, in suits to which the Banking Commissioner of Texas may be a party, of all books, records, papers and documents, or certified copies thereof, of insolvent banks in course of liquidation by the Banking Commissioner; and providing that such originals or certified copies shall be prima facie evidence of the facts therein contained, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

THIRTIETH DAY.

(Monday, February 28, 1927.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Mr. Satterwhite.

The roll was called, and the following members were present:

Acker.	Kirkland.
Alexander.	Land.
Anderson.	Lipscomb.
Avis.	Loftin.
Barnett.	Loy.
Barron.	Masterson.
Bass.	McCombs.
Beck.	McGill.
Bird.	Merritt.
Black.	Minor.
Boggs.	Montgomery.
Bonham.	Morse.
Boon.	Moursund.
Branch.	Murphy.
Brown.	Nabors.
Conway.	Nicholson.
Cornwell.	Olsen.
Cox.	Parish of Runnels.
Cummings.	Parrish of Travis.
Daniel.	Pavlica.
Davis.	Pearce.
DeBerry.	Petsch.
Denman.	Poage.
Dunlap.	Pool.
Durham.	Pope.
Duvall.	Porter.
Enderby.	Powell.
Eickenroht.	Purl.
Farrar.	Rawlins.
Faulk.	Renfro
Finlay.	of Angelina.
Fly.	Renfro of Mills.
Forbes.	Rogers of Hays.
Gates.	Rogers of Shelby.
Gibson.	Rowell.
Gilbert.	Runge.
Graves.	Sanders.
Gray.	Satterwhite.
Hagaman.	Shearer.
Hall.	Sheats.
Harding.	Shirley.
Harman.	Simmons.
Hefley.	Sinks.
High.	Smith of Atascosa.
Hogg.	Smith of El Paso.
Holder.	Smith of Nueces.
Holland.	Smith of Smith.
Hornaday.	Smyth.
Johnson.	Snelgrove.
Jones.	Stell.
Kemble.	Stevenson.
Kennedy.	Storey.
Kincaid.	Stout.
King of Hopkins.	Sutton.
King of	Swain.
Throckmorton.	Taylor.
Kinnear.	Teer.
Kirby.	Tillotson.

Van Zandt.	Wells.
Veatch.	Whitaker.
Waddell.	Williams
Walker.	of Sabine.
Wallace	Williams
of Freestone.	of Travis.
Wallace of Smith.	Williamson.
Ware.	Woodall.
Wassell.	Woodruff.
Webb.	Young.

Absent—Excused.

Albritton.	Kenyon.
Bateman.	Long.
Dielmann.	McKean.
Foster.	Ramsey.
Fuchs.	Reagan.
Jacks.	Shaver.
Justice.	Turner.
Kayton.	Wallace of Panola.

A quorum was announced present.
Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Pope for today, on motion of Mr. Ware.

Mr. Turner for today, on motion of Mr. Kennedy.

Mr. Albritton for today, on motion of Mr. Hagaman.

Mr. Foster for today, on motion of Mr. Morse.

Mr. Long for today, on motion of Mr. Smith of El Paso.

Mr. Wallace of Panola for today and until Thursday, on motion of Mr. Poage.

Mr. Kenyon for today, on motion of Mr. Shearer.

Mr. Jacks for today and the balance of the week, on motion of Mr. Cummings.

Mr. Fuchs for today, on motion of Mr. Woodall.

Mr. Bateman for today, on motion of Mr. Rogers of Shelby.

Mr. Justice for today and the balance of the week, on motion of Mr. Barron.

Mr. Dielmann for today, on motion of Mr. Williamson.

Mr. Shaver for today, on motion of Mr. Barron.

Mr. McKean for today, on motion of Mr. Rogers of Hays.

Mr. Kayton for today, on motion of Mr. Bonham.

The following members were granted leaves of absence on account of sickness:

Mr. Reagan for today, on motion of Mr. Smith of Smith.

Mr. Ramsey for today, on motion of Mr. Williams of Sabine.

COMMUNICATION FROM HON. ROBERT LEE BOBBITT.

The Speaker laid before the House, and had read the following communication from Hon. Robert Lee Bobbitt, Speaker of the House:

Hall of the House of Representatives,
Austin, Texas, February 26, 1927.

Hon. Lee Satterwhite, State Representative, Building.

My Dear Sir: This will authorize you to convene the Legislature Monday morning at 10 o'clock, in case I am not present.

Very sincerely yours,
ROBERT LEE BOBBITT,
Speaker of the House.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees as follows:

By Mr. Stell:

H. B. No. 616, A bill to be entitled "An Act granting an extension of time for the payment of 1926 county and State taxes in Lamar county of two hundred and thirty days after such taxes become delinquent under present law, so that no penalties or interest shall accrue on non-payment of such taxes until after the expiration of said two hundred and thirty days, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Rawlins and Mr. Davis:

H. B. No. 617, A bill to be entitled "An Act to amend Section 4, Chapter 67, of the General Laws of the State of Texas, passed by the Thirty-eighth Legislature at the Second Called Session, convened June 23, 1919, and adjourned July 22, 1919."

Referred to Judiciary Committee.

By Mr. Holland:

H. B. No. 618, A bill to be entitled "An Act to revive and extend the time of expiration of Oil and Gas Permit No. 7987 on 36.2 acres of the bed of Goose Creek in Harris county, Texas, for a period of three years from June 11, 1927, upon the same terms and conditions on which the original permit was issued, and declaring an emergency."

Referred to Committee on Oil, Gas and Mining.

By Mr. Runge:

H. B. No. 619, A bill to be entitled "An Act amending Chapter 95 of the Special Laws of the Thirty-sixth Legislature by providing that the compensation of commissioners for inspecting public roads and bridges shall be \$5.00 per day instead of \$4.00 per day; that said compensation shall be paid out of the general fund of the county and that no commissioner shall receive pay for such inspection for more than seven days in any one month."

Referred to Committee on Highways and Motor Traffic.

By Mr. Nicholson and Mr. Kinnear:

H. B. No. 620, A bill to be entitled "An Act providing that no money or benefits to be paid or rendered on a weekly, monthly, or other periodic or installment basis to the insured or any beneficiary issued by a life, health or accident insurance company, including mutual and fraternal insurance, or under any plan or program or annuities and benefits in use by any employer, shall be liable to execution, attachment, garnishment or other process or operation of law to pay any debt or liability of the insured or any beneficiary, either before or after payment, except for premiums on such policy or debts of the insured secured by pledge thereof, and providing that wherever such policy or plan shall provide against assignments or commutations, assignments or commutations by a beneficiary in violation of such provision shall be void, and declaring an emergency."

Referred to Committee on Insurance.

By Mr. Hornaday:

H. B. No. 621, A bill to be entitled "An Act validating the bonds of Cameron County Water Improvement District No. 5 in Cameron county, Texas, in the sum of six hundred thousand (\$600,000) dollars, authorized by an election held in said district on the 21st day of December, A. D. 1926, and validating all the acts done and performed by the board of directors and officers, attorneys, agents, servants and employees of said district, and by the election officers who held said election, in connection with the holding of said election and the issuance of said bonds, and authorizing the expenditure of the proceeds from the sale of said bonds for drainage and reclamation purposes, and declaring an emergency."

Referred to Committee on Conservation and Reclamation.

By Mr. Boggs:

H. B. No. 622, A bill to be entitled "An Act authorizing and directing the Board of Regents of the State University and the Commissioner of the General Land Office to sell the land heretofore appropriated in Chapter 70h, Section 1, General Laws of the Regular Session of the Eighteenth Legislature, and Section 15, of Article 7, Constitution of Texas, 1876, to the University of Texas; providing when and upon what terms it shall be sold; providing that the oil, gas, mineral and potash rights thereon may be reserved; creating an advisory board to be composed of the Governor, the State Treasurer and the Comptroller of Public Accounts; describing the duties and powers of said advisory board; providing if the prices offered for the land are inadequate the time granted within which the land shall be sold shall be extended one year, and declaring an emergency."

Referred to Committee on State Affairs.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Masterson, House bills Nos. 603 and 604 were ordered not printed.

COMMITTEE SUBSTITUTE ORDERED PRINTED.

On motion of Mr. Fly, committee substitute to Senate Joint Resolution No. 24 was ordered printed instead of the original resolution.

RELATING TO ADJOURNMENT SINE DIE.

Mr. Powell offered the following resolution:

H. C. R. No. 29, Relating to adjournment sine die.

Resolved by the House of Representatives, the Senate concurring, That the Regular Session of the Fortieth Legislature of the State of Texas stand adjourned sine die at 12 o'clock noon on March 12, 1927.

Signed—Powell, McCombs, Swain, Rogers of Hays, Hornaday, Nicholson, Jones, Sanders, Poage, Acker, Murphy, Nabors, Forbes, Kirkland, Branch, Sinks, DeBerry, Shirley, Boggs, Alexander, Williams of Travis, Van Zandt, Hall, Young, Parrish of Travis, Petsch, Teer, Veatch, Black, Land, Farrar, Taylor, Kinnear, Smith of Smith, Hagaman.

The resolution was read second time.

On motion of Mr. Powell, the resolution was laid on the table subject to call.
(Speaker in the chair.)

**INVITING DR. BRUCE R. PAYNE
TO ADDRESS THE LEGISLATURE.**

Mr. Teer offered the following resolution:

Whereas, The National Educational Association of America is to be in its annual session in Dallas, Texas, during the week; and

Whereas, We are advised that Dr. Bruce R. Payne, the President of the George Peabody College of Teachers, one of the foremost educators of our country, is to be in attendance upon the sessions of said Association; now, therefore, be it

Resolved by the House of Representatives, That a cordial invitation be extended to Dr. Payne to address, at his convenience, the House of Representatives; and, be it further

Resolved, That Speaker of the House be authorized to acquaint Dr. Payne of this invitation.

Signed—Teer, Wallace of Freestone, Holder, Conway, Barron, Murphy.

The resolution was read second time and was adopted.

**INVITING GOVERNOR VIC DONAHEY
TO ADDRESS THE
LEGISLATURE.**

Mr. Kemble offered the following resolution:

Whereas, A number of outstanding Democrats in the United States have been invited to address the Legislature; and

Whereas, The Honorable Vic Donahey, Governor of Ohio, is now serving his third term in such capacity; and

Whereas, The State of Ohio is nominally Republican, which conclusively shows the popularity of Governor Donahey in his native State; and

Whereas, Governor Vic Donahey is one of the outstanding Democrats in the United States; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That Governor Vic Donahey be invited to address a joint session of the House and Senate of the State of Texas.

Signed—Kemble, Morse.

The resolution was read second time.

Mr. Williamson offered the following amendment to the resolution:

That said address be after adjournment in the evening.

The amendment was adopted.

The resolution as amended was then adopted.

**RELATING TO THE LENGTH OF
SPEECHES IN THE HOUSE.**

Mr. Graves offered the following resolution:

Whereas, There are just eleven more working days of the Regular Session; and

Whereas, There is a crowded calendar; and

Whereas, Many important bills will die on the calendar without consideration if the members of the House continue to make long and unnecessary speeches; therefore, be it

Resolved, That all speeches be limited to five minutes, unless the House grants an extension when its members think that it is important and necessary.

The resolution was read second time.

On motion of Mr. Satterwhite, the resolution was referred to the Committee on Rules.

BILL RE-REFERRED.

On motion of Mr. Shearer, Senate bill No. 162 was withdrawn from the Committee on Public Health and referred to the Committee on Live Stock and Stock Raising.

**HOUSE BILL NO. 387 ON THIRD
READING.**

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 387, A bill to be entitled "An Act to amend Section 2, Article 6479, Chapter 11, Title 112, of the 1925 Revised Civil Statutes of Texas, relating to operation of passenger trains on railroads in Texas."

The bill was read third time and was passed by the following vote:

Yeas—101.

Mr. Speaker.	Davis.
Acker.	DeBerry.
Alexander.	Denman.
Barnett.	Durham.
Barron.	Duvall.
Bass.	Enderby.
Beck.	Eickenroht.
Bird.	Farrar.
Black.	Faulk.
Boon.	Finlay.
Branch.	Forbes.
Brown.	Gates.
Conway.	Gibson.
Cornwell.	Gilbert.
Cummings.	Graves.

Gray.	Pope.
Hagaman.	Porter.
Hall.	Powell.
Harman.	Rawlins.
Hefley.	Renfro
High.	of Angelina.
Holder.	Rogers of Hays.
Holland.	Rogers of Shelby.
Hornaday.	Rowell.
Jones.	Satterwhite.
Kemble.	Shearer.
Kennedy.	Shirley.
Kincaid.	Simmons.
King of Hopkins.	Smith of El Paso.
King of	Smith of Smith.
Throckmorton.	Stell.
Kinnear.	Stevenson.
Kirby.	Storey.
Kirkland.	Stout.
Loftin.	Sutton.
Loy.	Taylor.
Masterson.	Tillotson.
McGill.	Van Zandt.
Merritt.	Waddell.
Minor.	Walker.
Montgomery.	Wallace
Morse.	of Freestone.
Moursund.	Wallace of Smith.
Murphy.	Ware.
Nabors.	Wassell.
Nicholson.	Webb.
Olsen.	Wells.
Parish of Runnels.	Whitaker.
Parrish of Travis.	Williams
Pavlica.	of Sabine.
Pearce.	Woodall.
Petsch.	Young.
Poage.	

Nays—3.

Land.	Smith of Atascosa.
Sanders.	

Present—Not Voting.

Hogg.

Absent.

Anderson.	Renfro of Mills.
Avis.	Runge.
Boggs.	Sheats.
Bonham.	Sinks.
Cox.	Smith of Nueces.
Daniel.	Smyth.
Dunlap.	Snelgrove.
Fly.	Swain.
Harding.	Teer.
Johnson.	Veatch.
Lipscomb.	Williams
McCombs.	of Travis.
Pool.	Williamson.
Purl.	Woodruff.

Absent—Excused.

Albritton.	Foster.
Bateman.	Fuchs.
Dielmann.	Jacks.

Justice.	Ramsey.
Kayton.	Reagan.
Kenyon.	Shaver.
Long.	Turner.
McKean.	Wallace of Panola.

HOUSE BILL NO. 451 ON SECOND READING.

On motion of Mr. Shearer, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 451, A bill to be entitled "An Act in the interest of maternity and infancy welfare and hygiene, accepting the provisions of an act of the United States Congress approved December 23, 1921, as amended by the Sixty-ninth Congress by an act approved January 22, 1927, and entitled 'An Act for the promotion of the welfare and hygiene of maternity and infancy and for other purposes,' commonly known as the 'Sheppard-Towner Act'; providing that the work shall be carried on through the State Board of Health, through its Bureau of Child Hygiene, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Poage offered the following amendment to the bill:

Amend House bill No. 451 by adding to line 21, page 2, the following:

"Section 4. Nothing in this bill, however, shall be construed as an indorsement by the Texas Legislature of the policy of Federal aid, and it is expressly declared to be the policy of this State that such Federal aid as is accepted by the State of Texas is so accepted merely for the purpose of securing as large a portion of the taxes paid by citizens of this State as it may, and not for the purpose of approving the policy of the Federal government to extend its control to subjects over which the Constitution gives Congress no authority."

The amendment was adopted.

House bill No. 451 was then passed to engrossment.

MOTION TO TAKE UP HOUSE BILL NO. 451.

Mr. Shearer moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 451 be placed on its third reading and final passage.

The motion was lost (not receiving the necessary four-fifths vote) by the following vote:

Nays—82.

Mr. Speaker.	Morse.
Alexander.	Moursund.
Barnett.	Murphy.
Beck.	Nabors.
Black.	Nicholson.
Branch.	Parish of Runnels.
Brown.	Parrish of Travis.
Conway.	Pearce.
Cornwell.	Poage.
Cummings.	Porter.
Daniel.	Powell.
Davis.	Purl.
DeBerry.	Rawlins.
Durham.	Rogers of Hays.
Duvall.	Rogers of Shelby.
Enderby.	Rowell.
Eickenroht.	Satterwhite.
Farrar.	Shearer.
Faulk.	Shirley.
Forbes.	Simmons.
Gilbert.	Smith of El Paso.
Graves.	Smith of Nueces.
Gray.	Smith of Smith.
Hagaman.	Stevenson.
High.	Storey.
Hogg.	Sutton.
Holder.	Taylor.
Holland.	Teer.
Hornaday.	Tillotson.
Johnson.	Van Zandt.
Jones.	Waddell.
Kemble.	Wallace
Kincaid.	of Freestone.
King of Hopkins.	Wallace of Smith.
Kinnear.	Ware.
Kirkland.	Wells.
Land.	Whitaker.
Loy.	Williams
Masterson.	of Sabine.
McCombs.	Williams
McGill.	of Travis.
Minor.	Young.
Montgomery.	

Nays—26.

Acker.	Pavlica.
Avis.	Renfro
Barron.	of Angelina.
Bass.	Sanders.
Bird.	Sinks.
Finlay.	Smyth.
Gates.	Stell.
Gibson.	Stout.
Hefley.	Swain.
Kennedy.	Veatch.
King of	Walker.
Throckmorton.	Wassell.
Merritt.	Webb.
Olsen.	Woodall.

Absent.

Anderson.	Cox.
Boggs.	Denman.
Bonham.	Dunlap.
Boon.	Fly.

Hall.	Pope.
Harding.	Renfro of Mills.
Harman.	Runge.
Kirby.	Sheats.
Lipscomb.	Smith of Atascosa.
Loftin.	Snelgrove.
Petsch.	Williamson.
Pool.	Woodruff.

Absent—Excused.

Albritton.	Kenyon.
Bateman.	Long.
Dielmann.	McKean.
Foster.	Ramsey.
Fuchs.	Reagan.
Jacks.	Shaver.
Justice.	Turner.
Kayton.	Wallace of Panola.

HOUSE BILL NO. 87 ON SECOND READING.

On motion of Mr. Kemble, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 87, A bill to be entitled "An Act enabling cities and incorporated villages to pass zoning regulations, granting full power to said cities and incorporated villages, providing for the creation of districts; declaring purposes in view; providing for the method of procedure; providing for certain changes; providing for a commission; providing for a board of adjustment; providing for its powers and duties; providing certain methods of enforcement and remedies; providing the method to be followed in case of conflict with other laws; providing for the validity for all parts of the law not declared unconstitutional, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Kemble offered the following amendment to the bill:

Amend House bill No. 87, Section 3, by striking out the period at the end of said section and insert a comma and adding after said comma the following: "And it is hereby provided that this act shall not enable cities and incorporated villages aforesaid to require the removal or destruction of property, existing at the time such city or incorporated village shall take advantage of this act, actually and necessarily used in a public service business."

Amend House bill No. 87 by adding on page 7, after Section 8, the following section, viz:

"Section 8a. The provisions of this act or of any ordinance of any city or

town, enacted under the authority of this act, shall not apply to the location, construction, maintenance or use of central office buildings of corporations, firms or individuals engaged in the furnishing of telephone service to the public, or to the location, construction, maintenance or use of any equipment in connection with such buildings or a part of such telephone system, necessary in the furnishing of telephone service to the public."

Amend caption, line 9, by adding after the word "remedies" the following: "providing certain exemptions."

The amendments were severally adopted.

House bill No. 87 was then passed to engrossment.

RESOLUTION SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled resolution:

S. C. R. No. 20, In regard to free textbooks sold in Texas.

(Mr. Satterwhite in the chair.)

HOUSE BILL NO. 522 ON THIRD READING.

On motion of Mr. Acker (by unanimous consent), the regular order of business was suspended to take up and have placed on its third reading and final passage,

H. B. No. 522, A bill to be entitled "An Act repealing the Special Act of the Thirty-eighth Legislature of the State of Texas, known as Chapter 7, House bill No. 105, creating and incorporating Webster Independent School District in Harris county, Texas, out of the territory composing Common School Districts Nos. 19 and 13, of said county; providing that the title of the school property vested in said Common School Districts Nos. 19 and 13, shall vest in said Webster Independent School District, and that said independent school district assume debts of said Common School Districts Nos. 19 and 13; providing for the board of trustee of said Webster Independent School District; providing for the time and manner of their election; defining their powers and duties, and declaring an emergency."

The Speaker laid the bill before the House, it was read third time and was passed by the following vote:

Yeas—109.

Acker.

Alexander.

Avis.
Barnett.
Barron.
Bass.
Beck.
Bird.
Black.
Bonham.
Boon.
Branch.
Brown.
Conway.
Cornwell.
Cummings.
Daniel.
Davis.
DeBerry.
Duvall.
Enderby.
Eickenroht.
Farrar.
Faulk.
Finlay.
Forbes.
Gates.
Gibson.
Gilbert.
Graves.
Gray.
Hagaman.
Hall.
Harding.
Harman.
Hefley.
High.
Hogg.
Holder.
Holland.
Hornaday.
Jones.
Kemble.
Kennedy.
Kincaid.
King of Hopkins.
King of Throckmorton.
Kirby.
Kirkland.
Land.
Loftin.
Masterson.
McCombs.
McGill.
Merritt.
Minor.
Montgomery.
Morse.
Moursund.

Anderson.
Boggs.
Cox.
Denman.
Dunlap.
Durham.
Fly.

Murphy.
Nabors.
Nicholson.
Olsen.
Parish of Runnels.
Parrish of Travis.
Pavlica.
Pearce.
Poage.
Pope.
Porter.
Powell.
Purl.
Rawlins.
Renfro
of Angelina.
Rogers of Hays.
Rogers of Shelby.
Rowell.
Runge.
Sanders.
Satterwhite.
Shearer.
Shirley.
Simmons.
Sinks.
Smith of Atascosa.
Smith of El Paso.
Smith of Nueces.
Smith of Smith.
Smyth.
Stell.
Storey.
Stout.
Sutton.
Swain.
Taylor.
Teer.
Tillotson.
Van Zandt.
Veatch.
Waddell.
Walker.
Wallace
of Freestone.
Wallace of Smith.
Ware.
Webb.
Wells.
Whitaker.
Williams
of Sabine.
Williams
of Travis.
Williamson.
Woodall.
Young.

Absent.

Johnson.
Kinnear.
Lipscomb.
Loy.
Petsch.
Pool.
Renfro of Mills.

Sheats.	Wassell.
Snelgrove.	Woodruff.
Stevenson.	
Absent—Excused.	
Albritton.	Kenyon.
Bateman.	Long.
Dielmann.	McKean.
Foster.	Ramsey.
Fuchs.	Reagan.
Jacks.	Shaver.
Justice.	Turner.
Kayton.	Wallace of Panola.

HOUSE BILL NO. 348 ON SECOND READING.

On motion of Mr. Poage, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 348, A bill to be entitled "An Act to amend Article 3810 of the Revised Civil Statutes of the State of Texas of 1925, providing for notice to subsequent purchasers and lienholders, whose lien on or interest in such land is evidenced by an instrument in writing before a sale of the property under powers conferred by previous deed of trust or contract lien, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Jones offered the following amendments to the bill:

Amend House bill No. 348 by striking out everything above the enacting clause and inserting in lieu thereof the following:

"A bill to be entitled, An Act to amend Article 3810 of the Revised Civil Statutes of the State of Texas of 1925, providing for notice to subsequent purchasers and lienholders, whose lien on or interest in land is evidenced by the instrument in writing before a sale of the property under powers conferred by previous deed of trust or contract lien and prescribing the manner of giving such notice; extinguishing all claims against said property by virtue of the subsequent lien if not filed within six months' time after the date of such sale, and declaring an emergency."

Amend House bill No. 348 by striking out everything after the enacting clause and inserting in lieu thereof the following:

"Section 1. That Article 3810 of the Revised Statutes of 1925 of the State of Texas be amended so as to hereafter read as follows:

"All sales of real estate made under powers conferred by any deed of trust or other contract lien shall be made in

the county in which such real estate is situated. Where such real estate is situated in more than one county then notices as herein provided shall be given in both or all such counties, and the real estate may be sold in either county, and such notice shall designate the county where the real estate will be sold. Notice of such proposed sale shall be given by posting written notice thereof for three consecutive weeks prior to the day of sale in three public places in said county or counties, one of which shall be made at the courthouse door of the county in which such sale is to be made, and if such real estate be in more than one county, one at the courthouse door of each county in which real estate may be situated, or the owner of such real estate may, upon written application, cause same to be sold as provided in said deed of trust or contract lien; provided that the rights of subsequent purchasers and lienholders whose lien on or interest in such land is evidenced by instrument in writing and containing the address of the holder or owner thereof and duly recorded as required by law at the time notice of such sale is given, shall not be extinguished by such sale, unless a copy of such notice of sale be forwarded to such holder or owner by registered mail to the address of such record holder or owner as shown by said record at least twenty days prior to such sale; the copy of said notice shall be mailed by registered mail by the county clerk of the county in which the property to be sold is located upon the request of the holder of the lien being foreclosed and the said county clerk shall certify the fact of his mailing of a copy of the said notice under his official hand and seal, which certificate may be filed and recorded in the office of the county clerk as other instruments. If no suit of record is filed within six months after said sale because of not having received "notice" from said clerk of said proposed sale, then it shall be conclusively presumed that all junior lienholders of record received such "notice." Such sale shall be made at the public vendue between the hours of 10 o'clock a. m. and 4 o'clock p. m. of the first Tuesday in any month. When any such real estate is situated in an unorganized county, such sale shall be made in the county to which such unorganized county is attached for judicial purposes. The provisions herein shall not deprive a lienholder from foreclosing his lien in the courts if he elects so to do.

"Sec. 2. The fact that under the law as it now exists the right of subsequent purchasers and lienholders are not sufficiently protected, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended and said rule is hereby suspended and this act take effect and be in force from and after its passage and it is so enacted."

The amendments were severally adopted.

House bill No. 348 was then passed to engrossment.

HOUSE BILL NO. 463 ON THIRD READING.

On motion of Mr. King of Throckmorton, the regular order of business was suspended to take up and have placed on its third reading and final passage,

H. B. No. 463, A bill to be entitled "An Act relating to free tuition for high school students."

The Speaker laid the bill before the House, it was read third time and was passed by the following vote:

Yeas—103.

Acker.	Hornaday.
Alexander.	Jones.
Avis.	Kemble.
Barnett.	Kennedy.
Beck.	Kincaid.
Bird.	King of Hopkins.
Black.	King of
Boggs.	Throckmorton.
Boon.	Kinnear.
Branch.	Kirkland.
Brown.	Land.
Conway.	Loftin.
Cornwell.	Masterson.
Cummings.	McCombs.
Davis.	McGill.
DeBerry.	Merritt.
Enderby.	Minor.
Eickenroht.	Morse.
Farrar.	Moursund.
Faulk.	Murphy.
Finlay.	Nabors.
Forbes.	Olsen.
Gibson.	Parish of Runnels.
Gilbert.	Pavlica.
Graves.	Pearce.
Gray.	Poage.
Hagaman.	Pool.
Hall.	Pope.
Harding.	Porter.
Harman.	Powell.
Hefley.	Purl.
High.	Rawlins.
Hogg.	Renfro
Holder.	of Angelina.
Holland.	Renfro of Mills.

Rogers of Hays.	Teer.
Rogers of Shelby.	Tillotson.
Rowell.	Van Zandt.
Sanders.	Veatch.
Satterwhite.	Waddell.
Shearer.	Walker.
Shirley.	Wallace
Simmons.	of Freestone.
Sinks.	Ware.
Smith of Atascosa.	Webb.
Smith of El Paso.	Wells.
Smith of Nueces.	Whitaker.
Smith of Smith.	Williams
Stell.	of Sabine.
Stevenson.	Williams
Storey.	of Travis.
Stout.	Williamson.
Swain.	Woodall.
Taylor.	Young.

Nays—1.

Smyth.

Absent.

Anderson.	Lipscomb.
Barron.	Loy.
Bass.	Montgomery.
Bonham.	Nicholson.
Cox	Parrish of Travis.
Daniel.	Petsch.
Denman.	Runge.
Dunlap.	Sheats.
Durham.	Snelgrove.
Duvall.	Sutton.
Fly.	Wallace of Smith.
Gates.	Wassell.
Johnson.	Woodruff.
Kirby.	

Absent—Excused.

Albritton.	Kenyon.
Bateman.	Long.
Dielmann.	McKean.
Foster.	Ramsey.
Fuchs.	Reagan.
Jacks.	Shaver.
Justice.	Turner.
Kayton.	Wallace of Panola.

HOUSE BILL NO. 309 ON SECOND READING.

On motion of Mr. Eickenroht, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 309, A bill to be entitled "An Act amending Chapter — of Title 50, of the Revised Civil Statutes of Texas, 1925, by adding Article 3113a, providing for the selection of county executive committees of political parties in Texas whose nominee for the Governor in the preceding general election received as many as ten thousand votes and less than one thousand votes; by adding Article 3140a; providing that

Articles 3134, 3136, 3137, 3138, 3139 and 3140 of said statutes shall apply to parties whose nominee for Governor in the next preceding general election receives as many as ten thousand votes and less than one hundred thousand votes; by adding Article 3141a, to provide for the basis of representation in State and district conventions of such parties; amending Article 3154, so as to provide for the notice to be given of the time and place of the holding of precinct and county conventions; by adding Articles 3167a and 3167b, providing for the holding of national conventions by political parties whose nominee for Governor in the preceding general election received as many as ten thousand votes and less than one hundred thousand votes, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Eickenroht offered the following amendment to the bill:

Amend House bill No. 309 by striking out Sections 1, 2, 3, 4 and 5 of the bill and in lieu thereof insert the following:

"Section 1. That there be added to the Revised Civil Statutes of Texas of 1925, after Article 3118 a new article to read as follows:

"Article 3118a. There shall be for each political party whose nominee for Governor in the preceding general election received as many as ten thousand votes and less than one hundred thousand votes, a County Executive Committee, to be composed of a county chairman, and one member from each election precinct in such county; the committee-man from each election precinct shall be chairman of his election precinct, and the said chairman shall, if the State committee of such party decides to nominate State, district and county officers by primary elections under Article 3155 (3160), be elected on the general primary election day; the county chairman by the qualified voters of the whole county, and the precinct chairman by the qualified voters of their respective precincts. If said State committee of such party decides to nominate State, district and county officers by conventions, then the precinct chairman shall be elected by the qualified voters of their respective election precincts in precinct conventions held on primary election day and the county chairman by the qualified voters of the whole county in county conventions held on the Saturday following primary election day, such county convention to be composed of one delegate from each election precinct in such county for each ten votes, or a

major fraction thereof, cast for the party's candidate for Governor at the last preceding election. The chairman of the County Executive Committee in each county shall give public notice of the hour at which and the place where the said precinct and county conventions will be held, by posting written or printed notices for 10 days exclusive of the day of posting before the day upon which such precinct conventions and county conventions will be held, at three of the most public places in the county, one of which must be at the court house door, and no two in the same city or town; and provided that such precinct conventions and county conventions shall where it is practicable so to do, be held in some school house, fire station, or other public building within the limits of the election precincts and county respectively in which such convention is held. If there be no public building so available, such conventions may be held in some other building, but only in such building where all persons qualified to participate in such conventions are permitted to enter and remain while such convention is in progress. Said county and precinct chairmen shall assume the duties of their respective offices on the second Saturday after the fourth Saturday in July, 1928, and every two years thereafter. Said county chairman shall be ex-officio a member of the Executive Committee of all districts of which his county is a part, and the district committee thus formed shall elect its own chairman. Any vacancy in the office of chairman, county or precinct or any member of such committee shall be filled by a majority vote of said Executive Committee. The list of election precinct chairmen and the county chairman so elected shall be certified by the county convention to the county clerk along with the other nominees of said party."

Sec. 2. That there be added to the Revised Civil Statutes of Texas, 1925, after Article 3140, a new article to be numbered 3140a, to read as follows:

"Article 3140a. The provision of Articles 3134, 3135, 3136, 3137, 3138, 3139 and 3140 of the Revised Civil Statutes of Texas, 1925, shall apply to and govern all political parties polling more than ten thousand votes and less than one hundred thousand votes for its candidate for Governor in the next preceding general election and such article shall apply to all said parties whether nominations are made by such party by convention or primary election, so far as same may be applicable in such cases."

Sec. 3. That there be added to the Revised Civil Statutes of Texas, 1925, after Article 3141, a new article to be numbered 3141a, reading as follows:

"Article 3141a. In all State or district conventions of political parties whose candidate for Governor in the next preceding general election receive as many as ten thousand votes and less than one hundred thousand votes each county shall be entitled to one vote for each twenty-five votes, or major fraction thereof, cast for the candidate for Governor of the political party holding the convention, at the last preceding general election. In case at such general election there was cast for such candidate for Governor, less than twenty-five votes in any county and more than ten votes, then all such counties shall have one vote, but no county in which there were cast less than ten votes shall have a vote in the district or county convention."

Sec. 4. That there be added to the Revised Civil Statutes of Texas, 1925, a new article to be numbered 3154a, to read as follows:

"Article 3154a. Provided however, that public notice be given by the Chairman of the County Executive Committee in each county of the hour at which and the place where the precinct and county conventions will be held, by posting written or printed notices for ten days, exclusive of the day of posting, before the day upon which such precinct conventions and county convention is to be held, at three of the most public places in the county, one of which must be the court house door, and no two in the same city or town. Provided further, that such precinct conventions and county conventions shall, where it is practicable so to do, be held in some school house, fire station or other public building within the limits of the election precincts and county respectively in which convention is held. If there be no such public building so available, such conventions may be held in some other building, but only in such building where all persons qualified to participate in such conventions are permitted to enter and remain while such convention is in progress."

Sec. 5. That there be added to the Revised Civil Statutes of Texas, 1925, after Article 3167, two new articles to be numbered as Articles 3167a and 3167b, reading as follows:

"Article 3167a. A political party whose nominee for Governor in the preceding general election received as many as ten thousand and less than one hun-

dred thousand votes, desiring to elect delegates to the National convention, shall hold a State convention at such places as may be designated by the State Executive Committee of said party, on the fourth Tuesday of May, 1928, and every four years thereafter. Said convention shall be composed of delegates duly elected by the voters of said political party in the several counties of the State at primary conventions to be held on the first Saturday in May, 1928, and every four years thereafter. Said primary conventions shall be held between the hours of 10 o'clock a. m. and 8 o'clock p. m., and the Chairman of the Executive Committee of each county, shall give public written or printed notice of the hour at which and the places where such precinct conventions and county conventions will be held by posting for ten days, exclusively of the day of posting, before the day upon which said precinct and county conventions are to be held, at three of the most public places in the county, one of which must be at the court house door, and no two in the same city or town. Provided, that such precinct conventions and county conventions, shall, where it is practicable so to do, be held in some school house, fire station or other public building within the limits of the election precinct in case of precinct conventions, and at the county seat in the case of county conventions. If there be no public building available, such convention may be held in some other building but only in such building where all persons qualified to participate in such conventions are permitted to enter and remain while such convention is in progress. The primary conventions shall elect delegates to the county conventions of the several counties, which shall be held on the first Tuesday after the first Saturday in May, 1928, and every four years thereafter. The qualified voters of each voting precinct of the county shall assemble on the date named, and shall be presided over by a chairman who shall have been previously appointed by the County Executive Committee of the party, and shall be a qualified voter in said election precinct. Said convention may elect from among their number a secretary and such other officers as may be necessary to conduct its business. The chairman of said convention shall possess all the power and authority that is given to election judges under the provisions of this title. Before transacting any business, the chairman shall cause to be made a list of all qualified voters present. The name of no person shall be

entered upon said list, nor shall he be permitted to vote or to participate in the business of such convention, until it is made to appear that he is a qualified voter in said precinct, from a certified list of qualified voters, the same as is required in conducting a general election. After the convention is so organized it shall elect its delegates to the county convention and transact such other business as may properly come before it. The officers of said convention shall keep a written record of its proceedings including a list of delegates elected to the county conventions, which shall constitute the returns from said convention. The same shall be signed officially, sealed up and safely transmitted by the officers thereof to the Chairman of the County Executive Committee of the party to be used by them in making up the roll of the delegates to the county convention. Such county convention is to be composed of one delegate from each precinct in such county for each ten votes or major fraction thereof, cast for the party's candidate for Governor at the last preceding election, which delegates shall be elected at precinct conventions by the voters of each precinct on the first Saturday in May, 1928, and every four years thereafter. The county conventions shall elect delegates to the State and Congressional District convention to elect delegates to the National convention of the party. Each county in the State convention or Congressional District convention shall be entitled to one vote for each twenty-five votes or major fraction thereof, cast for the candidate for Governor of the political party holding the convention, at the last preceding general election. In case at such general election there were cast for such candidate for Governor less than twenty-five votes and more than ten votes, then all such counties shall have one vote in the Congressional District conventions and State convention and the said delegates elected at such county conventions shall cast the vote of the county in such State and Congressional District conventions. Immediately upon the adjournment of each such county convention, the president thereof shall make out a certified list of the delegates to each of said conventions chosen by said county conventions and shall sign the same, the secretary of such convention attesting his signature, and shall forward such certified list by sealed registered letter to the Chairman of the State and District Executive Committee, who shall present the same to the respective committees

at the meeting prior to the convention, and from such certified list the respective committees shall prepare a temporary roll of those selected as delegates to such conventions; provided that no proxies shall be allowed to, or recognized in, any convention held by authority of this article and Article 3167b, where a delegate from the county is present in the convention, and the delegates present shall each vote the proportionate delegate strength of such county. If there should be a vacancy in the office of Chairman of the County Executive Committee, or if such chairman shall fail or refuse to perform any duties imposed upon him by this article, or shall fail or refuse to designate the places where and the hour at which precinct conventions or county conventions are to be held, or shall fail or refuse to give the public notice provided for in this article, then, and in that event, the County Executive Committee may act."

The amendment was adopted.

Mr. Stout moved the previous question on the passage of the bill to engrossment, and the main question was ordered.

(Mr. Barron in the chair.)

Question recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 309 then failed to pass to engrossment by the following vote:

Yeas—52.

Acker.	Loftin.
Barnett.	Loy.
Beck.	Masterson.
Bird.	Merritt.
Black.	Minor.
Boggs.	Olsen.
Boon.	Pavlica.
Brown.	Pearce.
Conway.	Poage.
Cornwell.	Pope.
Cox.	Renfro
Cummings.	of Angelina.
Davis.	Rogers of Shelby.
Enderby.	Sheats.
Eickenroht.	Shirley.
Faulk.	Smith of Atasosa .
Finlay.	Smyth.
Forbes.	Stevenson.
Gates.	Van Zandt.
Gilbert.	Waddell.
Hall.	Wallace of Smith.
Holder.	Wassell.
Jones.	Whitaker.
Kennedy.	Williams
Kincaid.	of Sabine.
Kirby.	Woodall.
Kirkland.	Young.

Nays—60.

Alexander.	Parish of Runnels.
Avis.	Parrish of Travis.
Barron.	Pool.
Bass.	Porter.
Bonham.	Purl.
Branch.	Rawlins.
Daniel.	Renfro of Mills.
DeBerry.	Rogers of Hays.
Dunlap.	Satterwhite.
Durham.	Shearer.
Farrar.	Simmons.
Fly.	Sinks.
Gray.	Smith of El Paso.
Hagaman.	Smith of Nueces.
Harding.	Smith of Smith.
Harman.	Stell.
Hefley.	Stout.
High.	Sutton.
Hogg.	Taylor.
Holland.	Teer.
Hornaday.	Tillotson.
King of Hopkins.	Veatch.
Kinnear.	Walker.
Land.	Wallace
McCombs.	of Freestone.
McGill.	Ware.
Montgomery.	Wells.
Morse.	Williams
Murphy.	of Travis.
Nabors.	Williamson.

Present—Not Voting.

Gibson.	Swain.
Powell.	Webb.
Rowell.	

Absent.

Anderson.	Moursund.
Denman.	Nicholson.
Duvall.	Petsch.
Graves.	Runge.
Johnson.	Sanders.
Kemble.	Snelgrove.
King of	Storey.
Throckmorton.	Woodruff.
Lipscomb.	

Absent—Excused.

Albritton.	Kenyon.
Bateman.	Long.
Dielmann.	McKean.
Foster.	Ramsey.
Fuchs.	Reagan.
Jacks.	Shaver.
Justice.	Turner.
Kayton.	Wallace of Panola.

(Mr. Satterwhite in the chair.)

Mr. Williamson moved to reconsider the vote by which the bill failed to pass to engrossment and to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—55.

Avis.	Nabors.
Barron.	Parish of Runnels.
Bass.	Parrish of Travis.
Bonham.	Pool.
Boon.	Porter.
Branch.	Rawlins.
Cornwell.	Renfro of Mills.
Daniel.	Rogers of Hays.
DeBerry.	Rogers of Shelby.
Dunlap.	Satterwhite.
Durham.	Simmons.
Farrar.	Sinks.
Fly.	Smith of El Paso.
Gray.	Smith of Smith.
Harding.	Stout.
Harman.	Sutton.
Hefley.	Taylor.
High.	Teer.
Holland.	Tillotson.
Hornaday.	Veatch.
King of Hopkins.	Walker.
King of	Wallace
Throckmorton.	of Freestone.
Land.	Ware.
Lipscomb.	Wells.
McGill.	Williams
Montgomery.	of Travis.
Morse.	Williamson.
Murphy.	

Nays—58.

Acker.	Loftin.
Alexander.	Loy.
Barnett.	Masterson.
Beck.	Merritt.
Bird.	Minor.
Black.	Moursund.
Boggs.	Olsen.
Brown.	Pavlica.
Conway.	Petsch.
Cox.	Poage.
Cummings.	Pope.
Davis.	Powell.
Enderby.	Purl.
Eickenroht.	Renfro
Faulk.	of Angelina.
Finlay.	Rowell.
Forbes.	Sanders.
Gates.	Sheats.
Gibson.	Shirley.
Gilbert.	Stell.
Graves.	Stevenson.
Hagaman.	Van Zandt.
Hall.	Waddell.
Holder.	Wallace of Smith.
Jones.	Wassell.
Kennedy.	Whitaker.
Kincaid.	Williams
Kinnear.	of Sabine.
Kirby.	Woodall.
Kirkland.	Young.

Present—Not Voting.

Webb.

Absent.

Anderson.	Runge.
Denman.	Shearer.
Duvall.	Smith of Atascosa.
Hogg.	Smith of Nueces.
Johnson.	Smyth.
Kemble.	Snelgrove.
McCombs.	Storey.
Nicholson.	Swain.
Pearce.	Woodruff.

Absent—Excused.

Albritton.	Kenyon.
Bateman.	Long.
Dielmann.	McKean.
Foster.	Ramsey.
Fuchs.	Reagan.
Jacks.	Shaver.
Justice.	Turner.
Kayton.	Wallace of Panola.

Mr. Poage moved to reconsider the vote by which the bill failed to pass to engrossment and asked to have the motion to reconsider spread on the Journal.

REASON FOR VOTE ON HOUSE BILL NO. 309.

I am opposed to House bill No. 309 but voted for it with the understanding that amendments would be offered so that no county would be disfranchised of its right to participate in all Republican conventions and elections.

YOUNG.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 28, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following bills:

S. B. No. 159, A bill to be entitled "An Act making an emergency and supplementary appropriation out of the general revenues of the State to be used by the Live Stock Sanitary Commission of Texas in the eradication and control of contagious, infectious and communicable diseases of live stock, etc., and declaring an emergency."

S. B. No. 188, A bill to be entitled "An Act authorizing the employment and compensation of a stenographer, clerk or assistant to the county judge in any county having a city of 40,000 inhabitants or more, according to the

last United States census; prescribing the duties of such clerk or assistant, and declaring an emergency."

S. B. No. 221, A bill to be entitled "An Act amending Articles 4704 and 4708 of the Revised Civil Statutes of 1925 so as to provide that stock of any insurance company organized under the laws of this State shall be divided into shares of not less than ten dollars each and not more than one hundred dollars each; and providing that the affairs of any insurance company organized under the laws of this State shall be managed by not fewer than seven directors, all of whom shall be the stockholders in the company, and declaring an emergency."

S. B. No. 238, A bill to be entitled "An Act to revive and extend for a period of two years from the passage of this act Oil and Gas Permit No. 2609, embracing two hundred acres in San Jacinto Bay, Harris county, Texas, said reviving and extension to be upon the same terms and conditions on which the original permit was issued, except that the owners who may desire to take advantage of this act shall pay into the General Land Office within thirty days after the taking effect hereon twenty-five cents per acre for each acre within the permit for the first year and fifty cents per acre for each acre within the permit for the second year; providing for the payment of royalty to the State in the manner provided by law for other leases in the same locality, and declaring an emergency."

S. B. No. 256, A bill to be entitled "An Act to provide for the organization or admission and the regulation and taxation of incorporated mutual insurance companies; repealing Chapter 6, Title 28, of the Revised Civil Statutes of 1925, and all other laws or parts of laws in conflict herewith; providing a penalty for the violation of the provisions thereof, and declaring an emergency."

S. B. No. 265, A bill to be entitled "An Act transferring the civil and criminal jurisdiction of the county court of Edwards county to the district court of said county; providing that hereafter said county court shall have jurisdiction only in probate matters; providing for the transfer of cases and making provision for all things incidental to the purpose of this act, and declaring an emergency."

S. B. No. 268, A bill to be entitled "An Act to amend Section 21, Article

8308, of the Revised Civil Statutes of 1925, to provide for the payment by the associations of judgments in a court of law, or in a court of admiralty and maritime jurisdiction by which subscribers who have complied with all the rules, regulations and demands of the association are required to pay to any employe any damages, actual or exemplary, on account of any personal injury sustained by such employe in the course of his employment during the period of subscription, and declaring an emergency."

S. B. No. 281, A bill to be entitled "An Act regulating the election of trustees in independent school districts heretofore created by special act of the Legislature, etc., and declaring an emergency."

S. B. No. 307, A bill to be entitled "An Act to extend the time within which, and prescribe conditions upon which domestic and foreign corporations which have defaulted in the payment of franchise taxes, penalties and interest may pay the same and have their right to do business revived, by extending until the first day of September, A. D. 1927, the time during which all corporations of this kind may pay to the Secretary of State such franchise tax, penalties and interest and have their right to do business revived, etc., and declaring an emergency."

S. B. No. 322, A bill to be entitled "An Act to provide for the manner of placing names of candidates on official ballots at special elections, etc., and declaring an emergency."

S. B. No. 325, A bill to be entitled "An Act amending Article 4604 of the Revised Civil Statutes, 1925, relating to marriage licenses; requiring the county clerk to deliver in person or by mailing the marriage license to the husband after the same is recorded; requiring the address of the husband to be stated in procuring a marriage license so that the original marriage license may be mailed to him by the county clerk, and declaring an emergency."

S. B. No. 327, A bill to be entitled "An Act amending Chapter 185, Local and Special Laws, enacted by the Thirty-ninth Legislature at its Regular Session in 1925, same being an amendment to Section 11, Chapter 16, of the Local and Special Laws enacted by the First Called Session of the Thirty-seventh Legislature, in 1921, same being a special road law for Liberty county, by adding thereto Section 11a, to permit the issu-

ance of bonds by Liberty county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and to levy a tax in payment therefor, and declaring an emergency."

S. B. No. 353, A bill to be entitled "An Act repealing local and special road law of Parker county, Texas, which was presented to the Governor for approval on March 21, A. D. 1899, and became a law without his approval, and repealing any and all local or special road laws for Parker county, and declaring an emergency."

S. B. No. 415, A bill to be entitled "An Act to change and prescribe the time for holding district court of the Fifty-first Judicial District of the State; and to conform all writs and process from such court to such purchased land to be first subjected to payment of delinquent taxes before the part thereof purchased is subjected to sale under foreclosure for taxes on the same; prescribing duties of tax collector as to such payments, and declaring an emergency."

S. B. No. 425, A bill to be entitled "An Act to amend Article 7065, Chapter 7, Title 121 of the Revised Civil Statutes of 1925, so as to place Briscoe county under the provisions of said Chapter No. 7, Title 121."

S. B. No. 430, A bill to be entitled "An Act providing for expenses of members of the State Highway Commission in connection with official duties; providing for the payment of said expenses out of an appropriation of the State Highway fund heretofore made, and declaring an emergency."

Respectfully,

MORRIS C. HANKINS,

Assistant Secretary of the Senate.

(Speaker in the chair.)

HOUSE BILL NO. 118 WITH SENATE AMENDMENTS.

Mr. Petsch called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 118, A bill to be entitled "An Act to amend Articles 5431 and 5432, of Title 88, of the Revised Civil Statutes of the State of Texas of 1925, relating to damages by libel, mitigation of damages occasioned by libel, and the defenses in causes of action for libel, and defining privileged matters."

The Speaker laid the bill before the House, and the Senate amendments were read.

On motion of Mr. Petsch, the House

concurring in the Senate amendments by the following vote:

Yeas—115.

Mr. Speaker.	Morse.
Acker.	Moursund.
Anderson.	Murphy.
Avis.	Nabors.
Barnett.	Olsen.
Barron.	Parrish of Travis.
Bass.	Parish of Runnels.
Bird.	Pearce.
Black.	Petsch.
Boggs.	Poage.
Bonham.	Pool.
Boon.	Pope.
Branch.	Porter.
Brown.	Powell.
Conway.	Purl.
Cornwell.	Rawlins.
Cox.	Renfro
Cummings.	of Angelina.
Daniel.	Renfro of Mills.
Davis.	Rogers of Hays.
DeBerry.	Rogers of Shelby.
Dunlap.	Rowell.
Durham.	Runge.
Duvall.	Sanders.
Enderby.	Satterwhite.
Farrar.	Shearer.
Faulk.	Sheats.
Finlay.	Shirley.
Fly.	Simmons.
Forbes.	Sinks.
Gates.	Smith of Atascosa.
Gibson.	Smith of El Paso.
Gilbert.	Smith of Nueces.
Graves.	Smith of Smith.
Gray.	Smyth.
Hagaman.	Stell.
Hall.	Stevenson.
Harman.	Sutton.
Hefley.	Swain.
High.	Taylor.
Hogg.	Teer.
Holder.	Tillotson.
Holland.	Van Zandt.
Hornaday.	Veatch.
Kennedy.	Waddell.
King of Hopkins.	Walker.
King of Throckmorton.	Wallace of Smith.
Kinnear.	Ware.
Kirby.	Wassell.
Kirkland.	Webb.
Lipscomb.	Wells.
Loy.	Whitaker.
Masterson.	Williams
McCombs.	of Sabine.
McGill.	Williams
Merritt.	of Travis.
Minor.	Williamson.
Montgomery.	Young.

Nays—6.

Jones.

Kincaid.

Land.
Loftin.

Stout.
Woodall.

Absent.

Alexander.	Nicholson.
Beck.	Pavlica.
Denman.	Snelgrove.
Eickenroht.	Storey.
Harding.	Wallace
Johnson.	of Freestone.
Kemble.	Woodruff.

Absent—Excused.

Albritton.	Kenyon.
Bateman.	Long.
Dielmann.	McKean.
Foster.	Ramsey.
Fuchs.	Reagan.
Jacks.	Shaver.
Justice.	Turner.
Kayton.	Wallace of Panola.

(Speaker in the chair.)

HOUSE BILL NO. 341 ON SECOND READING.

On motion of Mr. Sheats, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 341, A bill to be entitled "An Act to amend Title 7, Chapter 2, Article 286, Revised Criminal Statutes of 1925, so as to permit certain places of amusement to operate on Sunday."

The Speaker laid the bill before the House and it was read second time.

RECESS.

On motion of Mr. Stevenson, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

ADDRESS BY DR. BRUCE R. PAYNE.

In accordance with a resolution heretofore adopted inviting Dr. Bruce R. Payne to address the House, the Speaker announced the appointment of the following committee to escort Dr. Payne to the Speaker's stand:

Messrs. Teer, Kirkland, Kirby, Alexander, Wallace of Smith, Murphy and Smyth.

The committee having performed their duty, Speaker Bobbitt presented Hon. R. B. Binion.

Hon. R. B. Binion then introduced Dr. Payne, who addressed the House.

INVITING MEMBERS TO ATTEND BARBECUE.

Mr. Williams of Travis offered the following resolution:

Resolved by the House of Representatives, That Hon. J. L. Peeler, former member of the House, be granted the privileges of the floor for the purpose of extending an invitation to members to attend an old-time barbecue.

The resolution was read second time and was adopted.

In accordance with the above action, Speaker Bobbitt presented Mr. Williams of Travis.

Mr. Williams of Travis then introduced Col. J. L. Peeler, who extended to members of the House an invitation to attend a barbecue given by the Chamber of Commerce of Austin for the Legislature on next Thursday, March 3.

NOTICE GIVEN.

Mr. Lipscomb gave notice that he would on tomorrow ask to take up for consideration at that time House bill No. 70.

HOUSE BILL NO. 451 ON THIRD READING.

Mr. Stell moved to reconsider the vote by which the House refused to suspend the constitutional rule on House bill No. 451.

The motion to reconsider prevailed.

Question then recurring on the motion to suspend the constitutional rule requiring bills to be read on three several days for the purpose of placing House bill No. 451 before the House on its third reading and final passage, it was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—86.

Mr. Speaker.	Farrar.
Alexander.	Faulk.
Anderson.	Finlay.
Barnett.	Fly.
Bass.	Forbes.
Beck.	Fuchs.
Boggs.	Gilbert.
Boon.	Hagaman.
Branch.	Hall.
Conway.	Harding.
Cox.	Harman.
Daniel.	High.
Davis.	Holder.
DeBerry.	Holland.
Dunlap.	Hornaday.
Durham.	Jones.
Duvall.	Kemble.

Kennedy.	Shearer.
Kincaid.	Shirley.
King of Hopkins.	Simmons.
Kirkland.	Sinks.
Lipscomb.	Smith of El Paso.
Masterson.	Smith of Nueces.
McGill.	Smith of Smith.
Minor.	Smyth.
Montgomery.	Stell.
Morse.	Sutton.
Moursund.	Swain.
Nabors.	Taylor.
Parish of Runnels.	Tillotson.
Parrish of Travis.	Van Zandt.
Pearce.	Veatch.
Petsch.	Waddell.
Poage.	Walker.
Pool.	Wallace
Pope.	of Freestone.
Porter.	Wallace of Smith.
Purl.	Ware.
Renfro	Wells.
of Angelina.	Williams
Renfro of Mills.	of Sabine.
Rogers of Hays.	Williams.
Rogers of Shelby.	of Travis.
Rowell.	Woodruff.
Satterwhite.	Young.

Nays—30.

Acker.	Kinnear.
Avis.	Kirby.
Barron.	Loftin.
Bird.	Loy.
Black.	Merritt.
Cornwell.	Murphy.
Cummings.	Olsen.
Enderby.	Pavlica.
Eickenroht.	Powell.
Gates.	Sanders.
Gibson.	Sheats.
Gray.	Storey.
Hefley.	Stout.
Hogg.	Wassell.
King of	Whitaker.
Throckmorton.	

Present—Not Voting.

Woodall.

Absent.

Bonham.	Rawlins.
Brown.	Runge.
Denman.	Smith of Atascosa.
Graves.	Snelgrove.
Johnson.	Stevenson.
Land.	Teer.
McCombs.	Webb.
Nicholson.	Williamson.

Absent—Excused.

Albritton.	Justice.
Bateman.	Kayton.
Dielmann.	Kenyon.
Foster.	Long.
Jacks.	McKean.

Ramsey.
Reagan.
Shaver.

Turner.
Wallace of Panola.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 28, 1927.

Hon. Robert Lee Bobbitt, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to
inform the House that the Senate has
passed

S. C. R. No. 26, Inviting Claude G.
Bowers to deliver an address in Hall of
House of Representatives on Jefferson's
birthday, April 13, 1927.

S. B. No. 21, A bill to be entitled
"An Act to repeal Chapter 49 of the
Acts of the Thirty-ninth Legislature of
1925, of the State of Texas, now Ar-
ticle 787a of the Code of Criminal Pro-
cedure of 1925, relating to the exclusion
of evidence obtained in violation of the
Constitution and laws of the State of
Texas or the United States of America,
and declaring an emergency," with en-
grossed rider.

Respectfully,
MORRIS C. HANKINS,
Assistant Secretary of the Senate.

HOUSE BILL NO. 348 ON THIRD
READING.

Mr. Poage moved that the constitu-
tional rule requiring bills to be read on
three several days be suspended and
that House bill No. 348 be placed on
its third reading and final passage.

The motion prevailed by the following
vote:

Yeas—104.

Mr. Speaker.	Faulk.
Acker.	Finlay.
Anderson.	Fly.
Avis.	Forbes.
Barnett.	Fuchs.
Barron.	Gibson.
Beck.	Gilbert.
Bird.	Graves.
Black.	Gray.
Boggs.	Hall.
Bonham.	Harding.
Boon.	Harman.
Branch.	Hefley.
Conway.	High.
Cox.	Hogg.
Cummings.	Holland.
DeBerry.	Johnson.
Dunlap.	Jones.
Durham.	Kemble.
Duvall.	King of Hopkins.
Eickenroht.	King of
Farrar.	Throckmorton.

Kinnear.	Simmons.
Kirby.	Sinks.
Lipscomb.	Smith of El Paso.
Loftin.	Smith of Nueces.
Loy.	Smith of Smith.
Masterson.	Stell.
Minor.	Storey.
Morse.	Stout.
Moursund.	Sutton.
Murphy.	Swain.
Nabors.	Taylor.
Nicholson.	Tillotson.
Parish of Runnels.	Van Zandt.
Pearce.	Veatch.
Petsch.	Waddell.
Poage.	Walker.
Pool.	Wallace
Pope.	of Freestone.
Porter.	Wallace of Smith.
Powell.	Ware.
Purl.	Wassell.
Renfro	Webb.
of Angelina.	Wells.
Renfro of Mills.	Whitaker.
Rogers of Hays.	Williams
Rogers of Shelby.	of Sabine.
Rowell.	Williams
Sanders.	of Travis.
Satterwhite.	Williamson.
Shearer.	Woodall.
Sheats.	Woodruff.
Shirley.	Young.

Nays—13.

Bass.	Kirkland.
Cornwell.	McCombs.
Enderby.	McGill.
Gates.	Montgomery.
Holder.	Olsen.
Kennedy.	Pavlica.
Kincaid.	

Absent.

Alexander.	Parrish of Travis.
Brown.	Rawlins.
Daniel.	Runge.
Davis.	Smith of Atascosa.
Denman.	Smyth.
Hagaman.	Snelgrove.
Hornaday.	Stevenson.
Land.	Teer.
Merritt.	

Absent—Excused.

Albritton.	Long.
Bateman.	McKean.
Dielmann.	Ramsey.
Foster.	Reagan.
Jacks.	Shaver.
Justice.	Turner.
Kayton.	Wallace of Panola.
Kenyon.	

The Speaker then laid House bill No.
348 before the House on its third read-
ing and final passage.

The bill was read third time.

Mr. Holder offered the following amendment to the bill:

Amend House bill No. 348 by striking out all words beginning with "notice," in line 2, page 2, down to "or," in line 9, and substituting therefor the following: "Notice of such proposed sale shall be by publication in a recognized newspaper published in said county or in an adjoining county for three consecutive weeks prior to such proposed sale."

The amendment was lost.

Mr. Fly offered the following amendment to the bill:

Amend House bill No. 348, page 2, line 26, by striking out the word "six" between the words "within" and "months" and insert the word "one."

Mr. Poage offered the following substitute for the amendment:

Strike out "six" and insert "ninety days."

The substitute amendment was lost.

Question then recurring on the amendment by Mr. Fly, it was lost.

Mr. Nabors offered the following amendment to the bill:

Amend House bill No. 348 by striking out all after the word "of" where it occurs the first time in line 27, page 2, down to the word "such," in line 29, and insert in lieu thereof the following: "the non-compliance with the provisions of this act it shall be conclusively presumed that all the provisions of this act have been complied with."

The amendment was adopted.

House bill No. 348 was then finally passed by the following vote:

Yeas—60.

Acker.	Kirkland.
Bass.	Lipscomb.
Beck.	Loftin.
Black.	Loy.
Boggs.	Minor.
Brown.	Morse.
Cox.	Nabors.
Cummings.	Pearce.
Daniel.	Petsch.
Denman.	Poage.
Duvall.	Powell.
Eickenroht.	Purl.
Faulk.	Renfro
Forbes.	of Angelina.
Gibson.	Rogers of Hays.
Gilbert.	Rogers of Shelby.
Graves.	Rowell.
Harman.	Sanders.
Holland.	Satterwhite.
Johnson.	Sheats.
Jones.	Shirley.
Kennedy.	Smith of Smith.
Kinnear.	Smyth.

Stell.
Storey.
Sutton.
Swain.
Teer.
Van Zandt.
Waddell.
Walker.

Wallace
of Freestone.
Wallace of Smith.
Wassell.
Whitaker.
Williams
of Sabine.
Woodall.
Young.

Nays—59.

Alexander.
Anderson.
Avis.
Barnett.
Barron.
Bird.
Boon.
Branch.
Conway.
Cornwell.
DeBerry.
Durham.
Enderby.
Farrar.
Finlay.
Fly.
Fuchs.
Gray.
Hagaman.
Hall.
Hefley.
High.
Hogg.
Holder.
Hornaday.
Kemble.
Kincaid.
King of Hopkins.
King of
Throckmorton.
Kirby.

Land.
Masterson.
McCombs.
McGill.
Merritt.
Montgomery.
Moursund.
Murphy.
Nicholson.
Olsen.
Parish of Runnels.
Pavlica.
Pool.
Pope.
Porter.
Shearer.
Simmons.
Sinks.
Smith of Atascosa.
Smith of Nueces.
Stevenson.
Stout.
Taylor.
Tillotson.
Veatch.
Ware.
Wells.
Williams
of Travis.
Woodruff.

Absent.

Bonham.	Renfro of Mills.
Davis.	Runge.
Dunlap.	Smith of El Paso.
Gates.	Snelgrove.
Harding.	Webb.
Parrish of Travis.	Williamson.
Rawlins.	

Absent—Excused.

Albritton.	Long.
Bateman.	McKean.
Dielmann.	Ramsey.
Foster.	Reagan.
Jacks.	Shaver.
Justice.	Turner.
Kayton.	Wallace of Panola.
Kenyon.	

HOUSE BILL NO. 87 ON THIRD READING.

Mr. Kemble moved that the constitutional rule requiring bills to be read on

three several days be suspended and that House bill No. 87 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—107.

Mr. Speaker.	McGill.
Acker.	Minor.
Alexander.	Montgomery.
Anderson.	Morse.
Avis.	Moursund.
Bass.	Nicholson.
Black.	Parish of Runnels.
Boggs.	Pearce.
Boon.	Petsch.
Branch.	Poage.
Brown.	Pool.
Conway.	Powell.
Cornwell.	Purl.
Cox.	Renfro
Cummings.	of Angelina.
Daniel.	Renfro of Mills.
DeBerry.	Rogers of Hays.
Denman.	Rogers of Shelby.
Dunlap.	Rowell.
Durham.	Sanders.
Duvall.	Shearer.
Enderby.	Sheats.
Eickenroht.	Shirley.
Farrar.	Simmons.
Faulk.	Sinks.
Finlay.	Smith of Nueces.
Fly.	Smith of Smith.
Forbes.	Smyth.
Fuchs.	Stell.
Gibson.	Stevenson.
Gilbert.	Storey.
Graves.	Sutton.
Hall.	Swain.
Harman.	Taylor.
Hefley.	Teer.
Holder.	Tillotson.
Holland.	Van Zandt.
Hornaday.	Veatch.
Johnson.	Waddell.
Jones.	Wallace
Kemble.	of Freestone.
Kennedy.	Wallace of Smith.
Kincaid.	Wassell.
King of Hopkins.	Webb.
King of	Wells.
Throckmorton.	Whitaker.
Kinnear.	Williams
Kirkland.	of Sabine.
Lipscomb.	Williams
Loftin.	of Travis.
Loy.	Woodall.
Masterson.	Woodruff.
McCombs.	Young.

Nays—15.

Barnett.	Kirby.
Bird.	Murphy.
Gray.	Nabors.
Hagaman.	Olsen.
High.	Pavlica.

Pope.
Porter.
Smith of Atascosa.

Stout.
Walker.

Absent.

Barron.	Parrish of Travis.
Beck.	Rawlins.
Bonham.	Runge.
Davis.	Satterwhite.
Gates.	Smith of El Paso.
Harding.	Snelgrove.
Hogg.	Ware.
Land.	Williamson.
Merritt.	

Absent—Excused.

Albritton.	Long.
Bateman.	McKean.
Dielmann.	Ramsey.
Foster.	Reagan.
Jacks.	Shaver.
Justice.	Turner.
Kayton.	Wallace of Panola.
Kenyon.	

The Speaker then laid House bill No. 87 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—106.

Mr. Speaker.	High.
Acker.	Holder.
Alexander.	Holland.
Anderson.	Hornaday.
Avis.	Johnson.
Bass.	Jones.
Beck.	Kemble.
Black.	Kennedy.
Boggs.	Kincaid.
Branch.	King of Hopkins.
Brown.	King of
Conway.	Throckmorton.
Cornwell.	Kirkland.
Cox.	Land.
Cummings.	Lipscomb.
Daniel.	Loftin.
DeBerry.	Loy.
Dunlap.	Masterson.
Durham.	McGill.
Duvall.	Merritt.
Enderby.	Minor.
Eickenroht.	Montgomery.
Farrar.	Morse.
Faulk.	Moursund.
Finlay.	Parish of Runnels.
Fly.	Pavlica.
Forbes.	Pearce.
Fuchs.	Petsch.
Gibson.	Poage.
Graves.	Pool.
Hagaman.	Pope.
Hall.	Porter.
Harman.	Powell.
Hefley.	Purl.

Renfro	Taylor.
of Angelina.	Teer.
Rogers of Hays.	Tillotson.
Rogers of Shelby.	Van Zandt.
Rowell.	Veatch.
Sanders.	Waddell.
Satterwhite.	Wallace
Shearer.	of Freestone.
Sheats.	Wallace of Smith.
Shirley.	Ware.
Simmons.	Wassell.
Sinks.	Webb.
Smith of Atascosa.	Wells.
Smith of Nueces.	Whitaker.
Smith of Smith.	Williams
Smyth.	of Sabine.
Stell.	Williams
Stevenson.	of Travis.
Storey.	Woodall.
Sutton.	Young.
Swain.	

Nays—10.

Barnett.	Nabors.
Bird.	Nicholson.
Gray.	Olsen.
Kirby.	Stout.
Murphy.	Walker.

Absent.

Barron.	McCombs.
Bonham.	Parrish of Travis.
Boon.	Rawlins.
Davis.	Renfro of Mills.
Denman.	Runge.
Gates.	Smith of El Paso.
Gilbert.	Snelgrove.
Harding.	Williamson.
Hogg.	Woodruff.
Kinnear.	

Absent—Excused.

Albritton.	Long.
Bateman.	McKean.
Dielmann.	Ramsey.
Foster.	Reagan.
Jacks.	Shaver.
Justice.	Turner.
Kayton.	Wallace of Panola.
Kenyon.	

HOUSE BILL NO. 341 ON ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 341, relative to operating theaters on Sunday, on its passage to engrossment.

Mr. Dunlap offered the following amendment to the bill:

Amend House bill No. 341 by striking out Section 2 thereof, and inserting in lieu thereof the following:

"Section 2. Incorporated cities and towns of this State may, by ordinance, regulate or prohibit the operation of

theaters and places of public amusement therein, but it shall not be unlawful for any owner, agent or employe of any theater or place of public amusement to operate said theater or place of public amusement in such city or town after two o'clock p. m. on Sunday, unless such operation is prohibited by ordinance of such incorporated city or town."

Signed—Dunlap, Daniel, Cummings, Shearer, Nicholson, Montgomery, Loy, Runge, Webb, Stell, Stevenson, Bonham.

Mr. Fly raised a point of order on consideration of the amendment, on the ground that the amendment is not germane to the purpose of the bill.

The Speaker declined to rule on the point of order, stating that he would submit the point of order to the House for its decision.

Question—Shall the point of order be sustained?

The House sustained the point of order by the following vote:

Yeas—61.

Mr. Speaker.	McGill.
Alexander.	Merritt.
Avis.	Minor.
Barnett.	Murphy.
Bass.	Nabors.
Boggs.	Parish of Runnels.
Boon.	Pope.
Branch.	Porter.
Brown.	Renfro
Conway.	of Angelina.
Cornwell.	Rogers of Shelby.
DeBerry.	Satterwhite.
Durham.	Shirley.
Enderby.	Simmons.
Fly.	Sinks.
Forbes.	Smith of Nueces.
Fuchs.	Smith of Smith.
Gilbert.	Storey.
Graves.	Swain.
Hagaman.	Taylor.
Hall.	Teer.
Harman.	Tillotson.
High.	Veatch.
Hogg.	Wallace of Smith.
Holland.	Ware.
Kincaid.	Wells.
King of Hopkins.	Williams
King of	of Sabine.
Throckmorton.	Williams
Kinnear.	of Travis.
Kirby.	Woodall.
Kirkland.	Woodruff.

Nays—58.

Acker.	Bonham.
Anderson.	Cummings.
Beck.	Davis.
Bird.	Denman.
Black.	Dunlap.

Duvall.	Pool.
Eickenroht.	Powell.
Farrar.	Purl.
Faulk.	Rogers of Hays.
Finlay.	Rowell.
Gibson.	Sanders.
Gray.	Shearer.
Harding.	Sheats.
Hefley.	Smith of Atascosa.
Holder.	Smith of El Paso.
Johnson.	Smyth.
Jones.	Stell.
Kemble.	Stevenson.
Land.	Stout.
Lipscomb.	Sutton.
Loftin.	Van Zandt.
Masterson.	Walker.
McCombs.	Wallace
Montgomery.	of Freestone.
Morse.	Wassell.
Moursund.	Webb.
Olsen.	Whitaker.
Pearce.	Williamson.
Petsch.	Young.
Poage.	

Present—Not Voting.

Hornaday.

Absent.

Barron.	Parrish of Travis.
Cox.	Pavlica.
Daniel.	Rawlins.
Gates.	Renfro of Mills.
Kennedy.	Runge.
Loy.	Snelgrove.
Nicholson.	Waddell.

Absent—Excused.

Albritton.	Long.
Bateman.	McKean.
Dielmann.	Ramsey.
Foster.	Reagan.
Jacks.	Shaver.
Justice.	Turner.
Kayton.	Wallace of Panola.
Kenyon.	

Mr. Sheats called for a verification of the vote.

The Clerk was directed to call the roll of the members recorded as voting "yea."

The roll of members recorded as voting "yea" was called and found correct as first announced.

The roll of the members recorded as voting "nay" was then called and found correct as first announced.

The verified vote stood as first announced, yeas 60, nays 58.

The Speaker then stated that the House had sustained the point of order.

Mr. Petsch offered the following amendment to the bill:

Amend House bill No. 341 by adding thereto after the word "unlawful" in

line 22, and before the word "for" the following: "to charge admission to a baseball game or."

Mr. Kemble moved the previous question on the pending amendment and the bill and the main question was ordered.

Question first recurring on the amendment by Mr. Petsch, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—55.

Anderson.	Olsen.
Beck.	Pavlica.
Boggs.	Petsch.
Cox.	Poage.
Daniel.	Pool.
Farrar.	Powell.
Faulk.	Purl.
Fuchs.	Rawlins.
Gates.	Rogers of Hays.
Gibson.	Runge.
Gray.	Sanders.
Hagaman.	Shearer.
Harding.	Smith of Atascosa.
Hefley.	Smith of El Paso.
Hogg.	Smith of Nueces.
Holder.	Smith of Smith.
Hornaday.	Smyth.
Kemble.	Stevenson.
Kincaid.	Storey.
Kirby.	Stout.
Land.	Sutton.
McCombs.	Teer.
McGill.	Tillotson.
Merritt.	Van Zandt.
Montgomery.	Webb.
Morse.	Wells.
Moursund.	Williamson.
Murphy.	

Nays—66.

Acker.	Graves.
Alexander.	Hall.
Avis.	Harman.
Barnett.	High.
Barron.	Holland.
Bass.	Johnson.
Bird.	Jones.
Black.	Kennedy.
Bonham.	King of Hopkins.
Boon.	King of
Branch.	Throckmorton.
Brown.	Kinnear.
Conway.	Kirkland.
Cornwell.	Loftin.
Cummings.	Masterson.
Davis.	Minor.
DeBerry.	Nabors.
Durham.	Parish of Runnels.
Duvall.	Pearce.
Enderby.	Pope.
Eickenroht.	Porter.
Finlay.	Renfro
Forbes.	of Angelina.
Gilbert.	Rogers of Shelby.

Rowell.	Wallace
Satterwhite.	of Freestone.
Sheats.	Wallace of Smith.
Shirley.	Ware.
Simmons.	Whitaker.
Sinks.	Williams
Stell.	of Sabine.
Swain.	Williams
Taylor.	of Travis.
Veatch.	Woodall.
Walker.	Woodruff.
	Young.

Absent.

Denman.	Renfro of Mills.
Dunlap.	Snelgrove.
Loy.	Waddell.
Nicholson.	Wassell.
Parrish of Travis.	

Absent—Excused.

Albritton.	Long.
Bateman.	McKean.
Dielmann.	Ramsey.
Foster.	Reagan.
Jacks.	Shaver.
Justice.	Turner.
Kayton.	Wallace of Panola.
Kenyon.	

Paired.

Mr. Lipscomb (present), who would vote "yea," with Mr. Fly (absent), who would vote "nay."

Question then recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 341 then failed to pass to engrossment by the following vote:

Yeas—56.

Acker.	Kemble.
Anderson.	Kirby.
Bass.	Land.
Beck.	Loftin.
Bonham.	Masterson.
Cox.	McCombs.
Daniel.	McGill.
Dunlap.	Montgomery.
Duvall.	Morse.
Eickenroht.	Moursund.
Farrar.	Murphy.
Faulk.	Olsen.
Finlay.	Pavlica.
Fuchs.	Petsch.
Gates.	Poage.
Gibson.	Pool.
Hagaman.	Powell.
Harding.	Purl.
Hefley.	Rogers of Hays.
Hogg.	Sanders.
Holder.	Shearer.
Holland.	Sheats.
Hornaday.	Shirley.
Johnson.	Smith of Atascosa.

Smith of El Paso.	Tillotson.
Smyth.	Webb.
Stevenson.	Wells.
Sutton.	Williamson.

Nays—62.

Alexander.	Parish of Runnels.
Avis.	Pearce.
Barnett.	Pope.
Barron.	Porter.
Bird.	Renfro
Black.	of Angelina.
Boggs.	Rogers of Shelby.
Boon.	Rowell.
Branch.	Satterwhite.
Conway.	Simmons.
Cornwell.	Sinks.
Cummings.	Smith of Nueces.
Davis.	Smith of Smith.
DeBerry.	Stell.
Durham.	Storey.
Enderby.	Stout.
Forbes.	Swain.
Gilbert.	Taylor.
Graves.	Van Zandt.
Gray.	Veatch.
Hall.	Walker.
Harman.	Wallace
High.	of Freestone.
Jones.	Wallace of Smith.
Kennedy.	Ware.
Kincaid.	Whitaker.
King of Hopkins.	Williams
King of	of Sabine.
Throckmorton.	Williams
Kinnear.	of Travis.
Kirkland.	Woodall.
Merritt.	Woodruff.
Minor.	Young.
Nabors.	

Absent.

Denman.	Runge.
Loy.	Snelgrove.
Parrish of Travis.	Teer.
Rawlins.	Waddell.
Renfro of Mills.	Wassell.

Absent—Excused.

Albritton.	Long.
Bateman.	McKean.
Dielmann.	Ramsey.
Foster.	Reagan.
Jacks.	Shaver.
Justice.	Turner.
Kayton.	Wallace of Panola.
Kenyon.	

Paired.

Mr. Brown (present), who would vote "nay," with Mr. Nicholson (absent), who would vote "yea."

Mr. Lipscomb (present), who would vote "yea," with Mr. Fly (absent), who would vote "nay."

Reasons for Votes.

Because I do not believe it is within the province of the purposes of government to interfere with the natural rights of man, so long as the exercise of those rights does not encroach upon the rights of society; because I believe in the cardinal principle laid down by our venerable forefathers that church and State should be forever separate, and because I do not believe the spirit of the Nazarene needs the force of municipal law to spread its beneficent influence, I vote "yea" on House bill No. 341.

GIBSON.

I voted in favor of House bill No. 341 by Sheats, which, if enacted, would have permitted the people of this State to attend picture shows and other places of amusement where admission is charged after 2 p. m. on Sunday for the reasons given below:

I live in a city of 300,000 people where scores of moving picture shows are operated each Sunday, and in which thousands of people attend these performances on the Sabbath. If it is against the law the local authorities are openly winking at the law and are thereby violating their oath of office. If it is not against the law for picture shows to operate on Sunday in Dallas where I live, I see no reason why I should attempt to prohibit the cities of the smaller communities from enjoying the same privileges my people enjoy.

I think the present crime wave can be attributed to a large extent to the open violation of laws which have been enacted and are never enforced. I take the position that a few laws properly enforced is more to be desired than a fat statute book prohibiting this and that, which no one but the printer who printed the law knows is in existence. Without any attempt to defend the violation of the law, I do, however, recognize that many of the best people in our land do attend Sunday picture shows, and also many of the same kind of people who would not attend the picture shows on Sunday because it is against the law to do so, still have no compunction in requiring other people to work on Sunday and stay away from church and their loved ones because of their own selfishness; for example: buying gas, ice, ice cream, vegetables, playing golf and hiring caddies, etc. It has gotten so in the larger cities that drug stores sell most everything on Sunday except drugs, that is, every time the

cash register rings five cents purchased for drugs it rings up a \$1 for shaving soap, cigars, cold drinks, kodaks, candy, perfumes, lunches, etc., which certainly are against the law to sell. A man in Dallas is permitted to buy a shine on Sunday but is prohibited from buying a shave or hair cut. A man can have his suit pressed on Sunday but cannot buy a shirt. A man can buy canned goods at a delicatessen but cannot buy flour from a grocery store. Many people who oppose going to a picture show on Sunday think it perfectly all right to buy automobile tires, gas and oil, and thereby cause some man to be kept from his family in order to make the sale. If we are to have the blue laws on Sunday, I am in favor of a strict enforcement of the law as written on the statute books at the present time. Since the larger cities, by common consent, are openly violating the law I believe that it would be better for the State as a whole to repeal this law and allow the city councils in each incorporated city to decide whether or not the picture shows should be open on Sunday. If the moral forces in any city desire the picture shows to be closed certainly they could induce their city council to respect their wishes. For that reason I voted "yea" for the passage of this bill.

PURL.

While my thoughts, feelings, ideas and judgment are in accord with Thomas Jefferson on this subject when he wrote into the Virginia statutes the original principles of religious freedom, yet due to the fact that my constituents, in all probability, think to the contrary, I, therefore, follow what I believe to be the ideals and policy of a representative government and accede to their wishes by voting "nay."

STOUT.

Mr. DeBerry moved to reconsider the vote by which the bill failed to pass to engrossment and to table the motion to reconsider.

The motion to table prevailed.

RELATING TO HOUSE BILL NO. 356.

On motion of Mr. Masterson, the Engrossing Clerk was authorized to make certain corrections in House bill No. 356.

INVITING HON. CLAUDE G. BOWERS TO MAKE ADDRESS ON JEFFERSON'S BIRTHDAY.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 26, Inviting Hon. C. G. Bowers to make address.

Resolved by the State Senate of Texas, the House of Representatives concurring therein, That, as representatives of the people of Texas, we do hereby extend a hearty invitation to Mr. Claude G. Bowers, the author of the notable book, "Jefferson and Hamilton, the Struggle for Democracy in America," and one of the editors of the New York World, to deliver an address in the Hall of the House of Representatives on Thomas Jefferson's birthday, April 13, 1927, and that the President of the Senate and the Speaker of the House are requested to advise Mr. Bowers by wire of the adoption of this resolution.

The resolution was read second time and was adopted.

HOUSE BILL NO. 64 ON SECOND READING.

On motion of Mr. Harman, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 64, A bill to be entitled "An Act amending Article 834 of the Penal Code of the State of Texas, making it a penal offense for any person to cause, encourage or contribute to the delinquency of any minor under the age of seventeen years, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Harman offered the following amendment to the bill:

Amend House bill No. 64 by striking out all below the enacting clause and insert in lieu thereof the following:

"Section 1. That Article 534 of the Penal Code of the State of Texas be and the same is hereby amended so as to read as follows:

"Article 534. In all cases where any child shall be a 'delinquent child' or a 'neglected or dependent child,' as defined in the statute of this State, and in all cases where a child is caused to become a delinquent child or a dependent and neglected child, whether previously convicted or not, the parent, guardian or person having the custody of, or the person responsible for such child, or any other person who by any act encourages, causes, acts in conjunction with, or contributes to the delinquency, dependency or negligence of such child, or who shall in any manner cause, encourage, act in conjunction with or contribute to the delinquency, dependency or negligence of such child

shall be fined not exceeding five hundred (\$500) dollars or be imprisoned in jail not to exceed one year or both. By the term 'delinquency,' as used herein, is also meant any act which tends to debase or injure the morals, health or welfare of such child and includes the use of tobacco in any form, drinking intoxicating liquor, the use of narcotics, going into or remaining in any bawdy house, assignation house, disorderly house, or road house, hotel, public dance hall where prostitutes, gamblers and thieves are permitted to enter and ply their trade, going into a place where intoxicating liquors or narcotics are kept, drank, used or sold or associating with thieves and immoral persons, leaving home or the custody of their parents or guardian or persons standing in lieu thereof without first receiving their consent or against their will, and any other act which would constitute such a child a delinquent or cause it to become a delinquent by committing such act.

"Sec. 2. The fact that the present law relating to delinquent children has been declared inoperative as to many acts, and the necessity for the proper care and protection of our girls and boys, creates an emergency, and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and said rule is hereby suspended, and that this act take effect and be in force from and after its passage, and it is so enacted."

The amendment was adopted.

House bill No. 64 was then passed to engrossment.

HOUSE BILL NO. 64 ON THIRD READING.

Mr. Harman moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 64 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.

Mr. Speaker.	Cornwell.
Anderson.	Cox.
Avis.	Davis.
Barnett.	DeBerry.
Bass.	Durham.
Bird.	Duvall.
Black.	Enderby.
Boggs.	Eickenroht.
Bonham.	Farrar.
Boon.	Faulk.
Brown.	Finlay.

Fly.	Porter.
Forbes.	Powell.
Fuchs.	Rawlins.
Gilbert.	Renfro
Gray.	of Angelina.
Hagaman.	Rogers of Shelby.
Hall.	Rowell.
Harding.	Runge.
Harman.	Sanders.
Hefley.	Satterwhite.
High.	Shearer.
Hogg.	Sheats.
Holder.	Simmons.
Holland.	Sinks.
Johnson.	Smith of Atascosa.
Kemble.	Smith of El Paso.
Kennedy.	Smith of Nueces.
Kincaid.	Smyth.
King of Hopkins.	Stell.
King of	Storey.
Throckmorton.	Sutton.
Kinnear.	Swain.
Kirby.	Taylor.
Kirkland.	Van Zandt.
Land.	Veatch.
Lipscomb.	Waddell.
Loftin.	Walker.
Loy.	Wallace
McGill.	of Freestone.
Merritt.	Wallace of Smith.
Minor.	Wassell.
Montgomery	Webb.
Moursund.	Wells.
Murphy.	Whitaker.
Nabors.	Williams
Olsen.	of Sabine.
Parish of Runnels.	Williams
Pavlica.	of Travis.
Pearce.	Williamson.
Petsch.	Woodall.
Pool.	Woodruff.
Pope.	Young.

Nays—2.

McCombs.

Stout.

Absent.

Acker.	Masterson.
Alexander.	Morse.
Barron.	Nicholson.
Beck.	Parrish of Travis.
Branch.	Poage.
Conway.	Purl.
Cummings.	Renfro of Mills.
Daniel.	Rogers of Hays.
Denman.	Shirley.
Dunlap.	Smith of Smith.
Gates.	Snelgrove.
Gibson.	Stevenson.
Graves.	Teer.
Hornaday.	Tillotson.
Jones.	Ware.

Absent—Excused.

Albritton.
Bateman.Dielmann.
Foster.

Jacks.	Ramsey.
Justice.	Reagan.
Kayton.	Shaver.
Kenyon.	Turner.
Long.	Wallace of Panola.
McKean.	

The Speaker then laid House bill No. 64 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—104.

Mr. Speaker.	Loy.
Alexander.	Masterson.
Anderson.	McCombs.
Avis.	McGill.
Barnett.	Merritt.
Barron.	Minor.
Bass.	Montgomery.
Bird.	Morse.
Black.	Moursund.
Boggs.	Murphy.
Bonham.	Nabors.
Boon.	Olsen.
Brown.	Parish of Runnels.
Cornwell.	Pavlica.
Cox.	Pearce.
Daniel.	Petsch.
Davis.	Pool.
DeBerry.	Pope.
Durham.	Porter.
Duvall.	Powell.
Enderby.	Renfro
Eickenroht.	of Angelina.
Farrar.	Rogers of Shelby.
Faulk.	Rowell.
Fly.	Sanders.
Forbes.	Satterwhite.
Fuchs.	Shearer.
Gibson.	Sheats.
Gilbert.	Simmons.
Gray.	Sinks.
Hagaman.	Smith of El Paso.
Hall.	Smith of Nueces.
Harding.	Smith of Smith.
Harman.	Smyth.
Hefley.	Stell.
High.	Storey.
Hogg.	Sutton.
Holder.	Swain.
Holland.	Taylor.
Johnson.	Van Zandt.
Kemble.	Veatch.
Kenyon.	Waddell.
Kincaid.	Walker.
King of Hopkins.	Wallace
King of	of Freestone.
Throckmorton.	Wallace of Smith.
Kinnear.	Wassell.
Kirby.	Webb.
Kirkland.	Wells.
Land.	Whitaker.
Lipscomb.	Williams
Loftin.	of Sabine.

Williams of Travis. Williamson.	Woodall. Woodruff. Young.	Bird. Black. Boggs. Boon. Conway. Cox. Daniel. Davis. DeBerry. Duvall. Enderby. Farrar. Finlay. Forbes. Fuchs. Gibson. Gray. Hall. Harding. Hefley. Hogg. Holder. Johnson. Kemble. Kennedy. Kincaid. King of Hopkins. King of Throckmorton. Kinnear. Kirby. Land. Loftin. Loy. McGill. Merritt. Minor.	Murphy. Nabors. Parish of Runnels. Pearce. Petsch. Purl. Rowell. Runge. Sanders. Satterwhite. Shearer. Shirley. Simmons. Sinks. Smith of Nueces. Smith of Smith. Smyth. Stell. Storey. Stout. Swain. Van Zandt. Veatch. Waddell. Walker. Wallace of Freestone. Wallace of Smith. Ware. Webb. Whitaker. Williams of Sabine. Williamson. Woodall. Woodruff.
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Absent.

Acker. Beck. Branch. Conway. Cummings. Denman. Dunlap. Finlay. Gates. Graves. Hornaday. Jones. Nicholson. Parrish of Travis.	Poage. Purl. Rawlins. Renfro of Mills. Rogers of Hays. Runge. Shirley. Smith of Atascosa. Snelgrove. Stevenson. Stout. Teer. Tillotson. Ware.
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Absent—Excused.

Albritton. Bateman. Dielmann. Foster. Jacks. Justice. Kayton. Kennedy.	Long. McKean. Ramsey. Reagan. Shaver. Turner. Wallace of Panola.
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HOUSE BILL NO. 526 ON SECOND
READING.

On motion of Mr. Harman, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 526, A bill to be entitled "An Act to cancel and annul the lease of the State of Texas to Travis county of the north half of block number (123) one hundred twenty-three in the city of Austin, Travis county, Texas, under Act of May 4, 1874; providing for the use and occupancy of a portion of said land by Travis county until December 31, 1928; and providing for the payment by the State of Texas to Travis county for the full value of the improvements on said land by conveying to Travis county certain lots, tracts or parcels of land situated in the city of Austin, Travis county, Texas, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Satterwhite moved that further consideration of the bill be postponed indefinitely.

Yeas and nays were demanded, and the motion to postpone prevailed by the following vote:

Yeas—74.

Avis. Barnett.	Barron. Bateman.
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Nays—32.

Bass. Brown. Cornwell. Cummings. Durham. Faulk. Fly. Gates. Graves. Hagaman. Harman. High. Holland. Lipscomb. McCombs. Morse. Moursund.	Olsen. Parrish of Travis. Pavlica. Pool. Pope. Powell. Renfro of Angelina. Rogers of Shelby. Smith of Atascosa. Sutton. Taylor. Wassell. Wells. Williams of Travis. Young.
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Present—Not Voting.

Anderson.

Absent.

Acker. Alexander. Beck. Bonham. Branch. Denman.	Dunlap. Eickenroht. Gilbert. Hornaday. Jones. Kirkland.
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Masterson.	Rogers of Hays.
Montgomery.	Sheats.
Nicholson.	Smith of El Paso.
Poage.	Snelgrove.
Porter.	Stevenson.
Rawlins.	Teer.
Renfro of Mills.	Tillotson.

Absent—Excused.

Albritton.	Long.
Dielmann.	McKean.
Foster.	Ramsey.
Jacks.	Reagan.
Justice.	Shaver.
Kayton.	Turner.
Kenyon.	Wallace of Panola.

HOUSE BILL NO. 359 ON SECOND READING.

On motion of Mr. Kemble, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 359, A bill to be entitled "An Act repealing Article 7067 of the Revised Civil Statutes of Texas, 1925, imposing an occupation tax on any individual, company, corporation or association owning, operating or controlling any interurban, trolley, traction, or electric street railway in this State and charging for transportation on said railway, and providing for the payment of a franchise tax by such individual, company, corporation, or association, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 359 ON THIRD READING.

Mr. Kemble moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 359 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—78.

Mr. Speaker.	Fly.
Anderson.	Forbes.
Bass.	Foster.
Bird.	Gibson.
Brown.	Graves.
Conway.	Hagaman.
Cox.	Harding.
Cummings.	Harman.
Daniel.	Hefley.
Davis.	Hogg.
Durham.	Holder.
Duvall.	Holland.
Enderby.	Hornaday.
Farrar.	Johnson.

Kemble.	Sheats.
Kincaid.	Shirley.
King of Hopkins.	Simmons.
Kinnear.	Sinks.
Kirby.	Smith of Smith.
Kirkland.	Smyth.
Land.	Storey.
Lipscomb.	Sutton.
Loftin.	Taylor.
Masterson.	Van Zandt.
McCombs.	Veatch.
McGill.	Waddell.
Morse.	Wallace
Moursund.	of Freestone.
Parrish of Travis.	Wallace of Smith.
Petsch.	Wassell.
Pool.	Webb.
Powell.	Wells.
Purl.	Whitaker.
Rawlins.	Williams
Renfro	of Sabine.
of Angelina.	Woodall.
Rowell.	Woodruff.
Satterwhite.	Young.
Shearer.	

Nays—29.

Avis.	Merritt.
Barnett.	Minor.
Black.	Murphy.
Boon.	Nabors.
Cornwell.	Pavlica.
Eickenroht.	Pearce.
Faulk.	Pope.
Finlay.	Rogers of Shelby.
Fuchs.	Runge.
Gray.	Sanders.
Hall.	Smith of Atascosa.
High.	Smith of Nueces.
Kennedy.	Stell.
King of	Walker.
Throckmorton.	Ware.

Present—Not Voting.

DeBerry. Swain.

Absent.

Acker.	Olsen.
Alexander.	Parish of Runnels.
Barron.	Poage.
Beck.	Porter.
Boggs.	Renfro of Mills.
Bonham.	Rogers of Hays.
Branch.	Smith of El Paso.
Denman.	Snelgrove.
Dunlap.	Stevenson.
Gates.	Stout.
Gilbert.	Teer.
Jones.	Tillotson.
Loy.	Williams
Montgomery.	of Travis.
Nicholson.	Williamson.

Absent—Excused.

Albritton.	Dielmann.
Bateman.	Jacks.

Justice.	Ramsey.
Kayton.	Reagan.
Kenyon.	Shaver.
Long.	Turner.
McKean.	Wallace of Panola.

The Speaker then laid House bill No. 359 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—68.

Mr. Speaker.	Masterson.
Anderson.	McCombs.
Bass.	McGill.
Bird.	Morse.
Bonham.	Moursund.
Conway.	Parrish of Travis.
Cox.	Petsch.
Cummings.	Pope.
Davis.	Purl.
Durham.	Rawlins.
Duvall.	Renfro
Eickenroht.	of Angelina.
Enderby.	Rowell.
Farrar.	Satterwhite.
Fly.	Shearer.
Forbes.	Sheats.
Gibson.	Shirley.
Graves.	Simmons.
Hagaman.	Sinks.
Harding.	Smith of Nueces.
Harman.	Smith of Smith.
Hefley.	Smyth.
Hogg.	Stell.
Holder.	Storey.
Holland.	Sutton.
Hornaday.	Taylor.
Johnson.	Van Zandt.
Kemble.	Veatch.
King of Hopkins.	Wallace
Kinnear.	of Freestone.
Kirby.	Wassell.
Land.	Webb.
Lipscomb.	Wells.
Loftin.	Whitaker.
Loy.	Young.

Nays—33.

Black.	Minor.
Boon.	Murphy.
Brown.	Nabors.
Cornwell.	Pavlica.
DeBerry.	Pearce.
Faulk.	Pool.
Finlay.	Porter.
Fuchs.	Rogers of Shelby.
Gates.	Runge.
Gray.	Sanders.
Hall.	Smith of Atascosa.
Kennedy.	Swain.
Kincaid.	Walker.
King of	Wallace of Smith.
Throckmorton.	Ware.
Kirkland.	Williams of Sabine.
Merritt.	Woodruff.

Present—Not Voting.

Boggs.	Powell.
High.	Woodall.

Absent.

Acker.	Parish of Runnels.
Alexander.	Poage.
Avis.	Renfro of Mills.
Barnett.	Rogers of Hays.
Barron.	Smith of El Paso.
Beck.	Snelgrove.
Branch.	Stevenson.
Daniel.	Stout.
Denman.	Teer.
Dunlap.	Tillotson.
Gilbert.	Waddell.
Jones.	Williams
Montgomery.	of Travis.
Nicholson.	Williamson.
Olsen.	

Absent—Excused.

Albritton.	Long.
Bateman.	McKean.
Dielmann.	Ramsey.
Foster.	Reagan.
Jacks.	Shaver.
Justice.	Turner.
Kayton.	Wallace of Panola.
Kenyon.	

HOUSE BILL NO. 370 ON SECOND READING.

On motion of Mr. Purl, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 370, A bill to be entitled "An Act defining insurance agents for the purposes of this act; providing for the licensing of such agents; forbidding engaging in the business of insurance as defined in this act, without a license; providing and prescribing who may be licensed; forbidding overinsurance; forbidding discrimination; forbidding rebating; giving authority to the Commissioner of Insurance to grant licenses, and to revoke licenses; authorizing the Commissioner to make or have made examinations, and to call for facts under oath; providing penalties for violation of this act," etc.

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 370 ON THIRD READING.

Mr. Purl moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 370 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—89.

Mr. Speaker	Montgomery.
Anderson.	Morse.
Avis.	Moursund.
Barron.	Murphy.
Bass.	Nabors.
Bird.	Olsen.
Black.	Parrish of Travis.
Boggs.	Pearce.
Bonham.	Petsch.
Boon.	Pool.
Conway.	Pope.
Cornwell.	Porter.
Cox.	Powell.
Cummings.	Purl.
Daniel.	Rawlins.
Davis.	Renfro
DeBerry.	of Angelina.
Durham.	Rogers of Shelby.
Duvall.	Runge.
Enderby.	Sanders.
Faulk.	Satterwhite.
Finlay.	Shearer.
Fly.	Sheats.
Forbes.	Shirley.
Fuchs.	Simmons.
Gates.	Sinks.
Gray.	Smith of El Paso.
Hagaman.	Smyth.
Harding.	Stell.
Hefley.	Storey.
Hogg.	Taylor.
Holder.	Van Zandt.
Holland.	Veatch.
Johnson.	Wallace
Kemble.	of Freestone.
King of Hopkins.	Wallace of Smith.
Kinnear.	Wassell.
Kirby.	Webb.
Land.	Wells.
Loftin.	Whitaker.
Loy.	Williams
Masterson.	of Sabine.
McCombs.	Woodall.
McGill.	Woodruff.
Merritt.	Young.
Minor.	

Nays—14.

Barnett.	Kirkland.
Graves.	Parish of Runnels.
Hall.	Pavlica.
High.	Smith of Atascosa.
Kennedy.	Sutton.
Kincaid.	Walker.
King of	Ware.
Throckmorton.	

Present—Not Voting.

Farrar.

Absent.

Acker.	Beck.
Alexander.	Branch.

Brown.	Rowell.
Denman.	Smith of Nueces.
Dunlap.	Smith of Smith.
Eickenroht.	Snelgrove.
Gibson.	Stevenson.
Gilbert.	Stout.
Harman.	Swain.
Hornaday.	Teer.
Jones.	Tillotson.
Lipscomb.	Waddell.
Nicholson.	Williams
Poage.	of Travis.
Renfro of Mills.	Williamson.
Rogers of Hays.	

Absent—Excused.

Albritton.	Long.
Bateman.	McKean.
Dielmann.	Ramsey.
Foster.	Reagan.
Jacks.	Shaver.
Justice.	Turner.
Kayton.	Wallace of Panola.
Kenyon.	

The Speaker then laid House bill No. 370 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—91.

Mr. Speaker.	King of Hopkins.
Avis.	Kinnear.
Bass.	Kirby.
Bird.	Kirkland.
Black.	Land.
Boggs.	Loftin.
Bonham.	Loy.
Boon.	Masterson.
Brown.	McCombs.
Conway.	McGill.
Cornwell.	Minor.
Cox.	Montgomery.
Cummings.	Morse.
Daniel.	Moursund.
Davis.	Nabors.
Durham.	Parrish of Travis.
Duvall.	Pavlica.
Enderby.	Pearce.
Faulk.	Pool.
Finlay.	Pope.
Fly.	Porter.
Forbes.	Powell.
Fuchs.	Purl.
Gates.	Rawlins.
Hagaman.	Renfro
Harding.	of Angelina.
Harman.	Rogers of Shelby.
Hefley.	Rowell.
Hogg.	Runge.
Holder.	Sanders.
Holland.	Satterwhite.
Johnson.	Shaver.
Kemble.	Shearer.
Kennedy.	Sheats.

Shirley.	Wallace
Simmons.	of Freestone.
Sinks.	Wallace of Smith.
Smith of El Paso.	Wassell.
Smyth.	Webb.
Stell.	Wells.
Storey.	Whitaker.
Sutton.	Williams
Taylor.	of Sabine.
Van Zandt.	Woodall.
Veatch.	Woodruff.
Waddell.	Young.

Nays—12.

Barnett.	King of
Graves.	Throckmorton.
Gray.	Merritt.
Hall.	Parish of Runnels.
High.	Smith of Atascosa.
Kincaid.	Walker.
	Ware.

Present—Not Voting.

DeBerry.	Farrar.
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Absent.

Acker.	Olsen.
Alexander.	Petsch.
Anderson.	Poage.
Barron.	Renfro of Mills.
Beck.	Rogers of Hays.
Branch.	Smith of Nueces.
Denman.	Smith of Smith.
Dunlap.	Snelgrove.
Eickenroht.	Stevenson.
Gibson.	Stout.
Gilbert.	Swain.
Hornaday.	Teer.
Jones.	Tillotson.
Lipscomb.	Williams
Murphy.	of Travis.
Nicholson.	Williamson.

Absent—Excused.

Albritton.	Kenyon.
Bateman.	Long.
Dielmann.	McKean.
Foster.	Ramsey.
Jacks.	Reagan.
Justice.	Turner.
Kayton.	Wallace of Panola.

BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled bill:

H. B. No. 118, "An Act to amend Articles 5431 and 5432, of Title 88, of the Revised Civil Statutes of the State of Texas of 1925, relating to damages by libel, mitigation of damages occasioned by libel, and the defenses in causes of action for libel, and defining privileged matters."

HOUSE BILL NO. 516 ON SECOND READING.

On motion of Mr. Bonham, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 516, A bill to be entitled "An Act to amend Article 5525 of the Revised Civil Statutes of the State of Texas, 1925, by providing for the survival of a cause of action for injuries in case of the death of the injured person."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 516 ON THIRD READING.

Mr. Bonham moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 516 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101.

Anderson.	King of Hopkins.
Avis.	King of
Bass.	Throckmorton.
Bird.	Kinnear.
Black.	Kirby.
Boggs.	Land.
Bonham.	Lipscomb.
Boon.	Loftin.
Brown.	Loy.
Conway.	Masterson.
Cornwell.	McCombs.
Cox.	McGill.
Cummings.	Merritt.
Daniel.	Minor.
Davis.	Montgomery.
DeBerry.	Morse.
Durham.	Moursund.
Enderby.	Murphy.
Farrar.	Nabors.
Faulk.	Olsen.
Finlay.	Parish of Runnels.
Fly.	Pearce.
Forbes.	Petsch.
Fuchs.	Pool.
Gates.	Pope.
Graves.	Porter.
Gray.	Powell.
Hagaman.	Purl.
Hall.	Rawlins.
Harding.	Renfro
Hefley.	of Angelina.
High.	Rogers of Shelby.
Hogg.	Rowell.
Holder.	Runge.
Holland.	Sanders.
Hornaday.	Satterwhite.
Johnson.	Shearer.

Sheats.	Waddell.
Shirley.	Wallace of Smith.
Simmons.	Ware.
Sinks.	Wassell.
Smith of El Paso.	Webb.
Smith of Nueces.	Wells.
Smyth.	Whitaker.
Stell.	Williams
Storey.	of Sabine.
Stout.	Williamson.
Sutton.	Woodall.
Taylor.	Woodruff.
Van Zandt.	Young.
Veatch.	

Nays—5.

Barnett.	Kirkland.
Kennedy.	Walker.
Kincaid.	

Absent.

Acker.	Pavlica.
Alexander.	Poage.
Barron.	Renfro of Mills.
Beck.	Rogers of Hays.
Branch.	Smith of Atascosa.
Denman.	Smith of Smith.
Dunlap.	Snelgrove.
Duvall.	Stevenson.
Eickenroht.	Swain.
Gibson.	Teer.
Gilbert.	Tillotson.
Harman.	Wallace
Jones.	of Freestone.
Kemble.	Williams
Nicholson.	of Travis.
Parrish of Travis.	

Absent—Excused.

Albritton.	Long.
Bateman.	McKean.
Dielmann.	Ramsey.
Foster.	Reagan.
Jacks.	Shaver.
Justice.	Turner.
Kayton.	Wallace of Panola.
Kenyon.	

The Speaker then laid House bill No. 516 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—106.

Mr. Speaker.	Brown.
Alexander.	Conway.
Anderson.	Cornwell.
Avis.	Cox.
Barnett.	Cummings.
Barron.	Daniel.
Bass.	Davis.
Bird.	DeBerry.
Black.	Durham.
Boggs.	Duvall.
Bonham.	Enderby.
Boon.	Farrar.

Faulk.	Pavlica.
Finlay.	Pearce.
Fly.	Pool.
Forbes.	Pope.
Fuchs.	Porter.
Gates.	Powell.
Gilbert.	Purl.
Graves.	Rawlins.
Gray.	Renfro
Hagaman.	of Angelina.
Hall.	Runge.
Harding.	Sanders.
Harman.	Satterwhite.
Hefley.	Shearer.
High.	Sheats.
Hogg.	Shirley.
Holder.	Simmons.
Holland.	Sinks.
Hornaday.	Smith of El Paso.
Johnson.	Smith of Nueces.
Kennedy.	Smyth.
Kincaid.	Stell.
King of Hopkins.	Stevenson.
King of	Storey.
Throckmorton.	Sutton.
Kinnear.	Swain.
Kirby.	Taylor.
Kirkland.	Van Zandt.
Land.	Veatch.
Lipscomb.	Waddell.
Loftin.	Walker.
Loy.	Wallace of Smith.
Masterson.	Ware.
McCombs.	Wassell.
McGill.	Webb.
Merritt.	Wells.
Minor.	Whitaker.
Montgomery.	Williams
Murphy.	of Sabine.
Nabors.	Woodall.
Olsen.	Woodruff.
Parish of Runnels.	Young.

Nays—1.

Smith of Atascosa.

Absent.

Acker.	Renfro of Mills.
Beck.	Rogers of Hays.
Branch.	Rogers of Shelby
Denman.	Rowell.
Dunlap.	Smith of Smith.
Eickenroht.	Snelgrove.
Gibson.	Stout.
Jones.	Teer.
Kemble.	Tillotson.
Morse.	Wallace
Moursund.	of Freestone.
Nicholson.	Williams
Parrish of Travis.	of Travis.
Petsch.	Williamson.
Poage.	

Absent—Excused.

Albritton.	Dielmann.
Bateman.	Foster.

Jacks.	Ramsey.
Justice.	Reagan.
Kayton.	Shaver.
Kenyon.	Turner.
Long.	Wallace of Panola.
McKean.	

HOUSE BILL NO. 320 ON SECOND READING.

On motion of Mr. Wells, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 320, A bill to be entitled "An Act to provide for a license for non-residents and aliens who fish in the inland and coastal waters of the State of Texas; and to provide for a license for male residents of the State of Texas who have reached the age of 17 years that fish in any of the inland or coastal waters of Texas, except in the county of their residence," etc.

The Speaker laid the bill before the House and it was read second time.

Mr. Wells offered the following amendments to the bill:

Amend Section 5 of House bill No. 320 by adding between the word "American" and the word "who," the following: "is not a citizen of the State of Texas."

Amend Section 4 of House bill No. 320 by inserting after the word "dollars," at the end of Section 4, the following: "provided the provisions of this act shall not apply to a resident citizen of Texas who holds a license for commercial fishing under Article 4032 of the Revised Civil Statutes of Texas of 1925, so long as he does only commercial fishing."

The amendments were severally adopted.

Mr. Farrar offered the following amendment to the bill:

Amend House bill No. 320 by striking out all of Section 2; also lines 10 to 15, inclusive, in Section 3, page 2.

The amendment was lost.

Mr. Graves offered the following amendment to the bill:

Amend House bill No. 320, page 3, by eliminating Section 6 and insert in lieu thereof the following:

"All funds created by this act shall be used jointly by the State Game, Fish and Oyster Commissioner and the State Board of Health, said funds to be divided as follows: Seventy-five per cent of all funds created through this act after all commissions have been

paid for the sale and other expenses for the collection and recording of licenses shall be placed in a special fund known as a fish and oyster fund, and said fund shall be used for the purposes of building and maintaining fish hatcheries and for the general protection and propagation of fish and other marine life, and 25 per cent of all funds created through this act after all commissions have been paid for selling and recording of licenses shall be deposited in a special fund known as the anti-pollution fund, and this fund shall be used jointly by the Game, Fish and Oyster Commissioner and the State Board of Health, and it shall be the duty of the Game, Fish and Oyster Commissioner to employ one or more full-time men and keep in the field for the purpose of enforcing and doing general educational work; the salary of said deputy shall not exceed \$200 per month and traveling expenses, and it shall be the duty of the Game, Fish and Oyster Commissioner to furnish said field officer with such educational literature that is printed by the State Board of Health and the Game, Fish and Oyster Commission, in order that said officer may distribute same among the people of Texas for the purpose of enlightening the citizens of this State on the dangers of stream pollution, and it shall be the duty of the State Board of Health to instruct the chief engineer of the State Sanitary Engineering Division to aid the Game, Fish and Oyster Commissioner in determining practical and scientific methods of treating waste matters from textile mills, tanneries, oil refineries, creameries, soap manufacturers, automobile assembly plants and any and all other waste matters that may be disposed of by any and all manufacturers, corporations or persons that shall be found poisonous or in any manner that may impair the waters in the streams, lakes, lagunes or coastal waters in a manner that shall cause it to become unsafe for domestic purposes or unsafe for live stock to drink or if such waste matter shall be found injurious to marine life. And when such pollution is found to exist it shall be the duty of the State Health Officer to notify the Game, Fish and Oyster Commissioner or any of his deputies of such acts."

On motion of Mr. Wells, the amendment was tabled.

Question—Shall the bill be passed to engrossment?

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time and referred to the appropriate committees as follows:

Senate bill No. 21, to the Committee on Criminal Jurisprudence.

Senate bill No. 159, to the Committee on Appropriations.

Senate bill No. 188, to the Judiciary Committee.

Senate bill No. 221, to the Committee on Insurance.

Senate bill No. 238, to the Committee on Oil, Gas and Mining.

Senate bill No. 256, to the Committee on Insurance.

Senate bill No. 265, to the Committee on Judicial Districts.

Senate bill No. 268, to the Committee on Insurance.

Senate bill No. 281, to the Committee on Privileges, Suffrage and Elections.

Senate bill No. 307, to the Judiciary Committee.

Senate bill No. 322, to the Committee on Privileges, Suffrage and Elections.

Senate bill No. 325, to the Judiciary Committee.

Senate bill No. 327, to the Committee on Highways and Motor Traffic.

Senate bill No. 353, to the Committee on Highways and Motor Traffic.

Senate bill No. 415, to the Committee on Judicial Districts.

Senate bill No. 425, to the Committee on Stock and Stock Raising.

Senate bill No. 430, to the Committee on Appropriations.

RECESS.

On motion of Mr. Farrar, the House, at 5:55 o'clock p. m., took recess to 9 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following standing committees have today filed favorable reports on bills as follows:

Constitutional Amendments: Senate joint resolution No. 24.

Oil, Gas and Mining: House bills Nos. 603, 604.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,

Austin, Texas, February 28, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom referred

H. B. No. 522, A bill to be entitled "An Act repealing the Special Act of the Thirty-eighth Legislature of the State of Texas, known as Chapter 7, House bill No. 105, creating and incorporating Webster Independent School District in Harris county, Texas, out of the territory composing Common School Districts Nos. 19 and 13 of said county; providing that the title of the school property vested in said Common School Districts Nos. 19 and 13 shall vest in said Webster Independent School District, and that said independent school district assume debts of said Common School Districts Nos. 19 and 13; providing for the board of trustees of said Webster Independent School District; providing for the time and manner of their election; defining their power and duties, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 26, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 316, A bill to be entitled "An Act to amend Article 7235, Chapter 6, Title 124, Revised Civil Statutes of Texas, 1911, as amended from time to time, so as to include Fort Bend county,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 28, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 12, A bill to be entitled "An Act to amend Chapter 5, Title 85, of the Revised Civil Statutes of the State of Texas, adopted at the Regular Session of the Thirty-ninth Legislature, by adding a new article thereto, following Article 5400, to be known as Ar-

ticle 5400a, authorizing the locator or owner of a mine or mining claim to connect the same by an aerial tramway with the nearest smelter or nearest line of railroad, and to purchase or condemn a right-of-way therefor upon certain conditions, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 28, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 387, A bill to be entitled "An Act to amend Section 2, Article 6479, Chapter 11, Title 112, of the 1925 Revised Civil Statutes of Texas, relating to operation of passenger trains on railroads in Texas,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 26, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 480, A bill to be entitled "An Act to amend Article 952, Revised Criminal Statutes of 1925, so as to provide better protection for fish and marine life in the counties of Comal, Guadalupe, Bexar, Kerr, Bandera and Real, and by adding Medina county to the above mentioned counties; repealing Article 953, Revised Criminal Statutes of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 26, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 537, A bill to be entitled "An Act to amend Chapter 78 of the Local and Special Laws enacted by the Thirty-sixth Legislature at its Regular Session in 1919, same being a special road law for Erath county, by adding thereto Section 2a, authorizing the commissioners court of Erath county to issue bonds of said county for the purpose of funding or refunding indebted-

ness incurred for road and bridge purposes and to levy a tax in payment thereof, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 28, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 228, A bill to be entitled "An Act to amend Article 5125 of the Revised Civil Statutes of Texas for 1925, so that all male persons, regardless of color, under the age of seventeen (17) years who shall be lawfully committed to the State Juvenile Training School as a delinquent child shall be received as inmates of said training school, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 28, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 227, A bill to be entitled "An Act to repeal all of Article 5131 of the Revised Civil Statutes of Texas, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 28, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 158, A bill to be entitled "An Act to authorize and empower county commissioners courts to control and regulate the use of county roads and highways, other than parts of the system of designated highways, and to protect such roads from damage by regulating the classes of vehicles and the loads carried thereon permitted to use such county roads; providing such act shall not repeal any law but shall be cumulative of all similar statutes, and providing a penalty for the violation thereof,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,
Austin, Texas, February 28, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 386, A bill to be entitled "An Act to amend Article 3888 of the Revised Civil Statutes for 1925, so as to make provision for the funds out of which the salary of county judges acting as ex-officio superintendent would be paid, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,
Austin, Texas, February 28, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 446, A bill to be entitled "An Act to amend Section 6, of Chapter 183, of the General Laws of the Thirty-ninth Legislature, Regular Session, and creating the sand, gravel and shell fund, and appropriating the same; providing for refund of taxes paid on marl, gravel, shell or mudshell, by any county, city or town or State Highway Commission, and providing for the enforcement of the provisions of the sand, shell and gravel law; for the killing of pelicans, porpoise and the destruction of pelican eggs, and authorizing the payment of compensation therefor, and repealing all laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,
Austin, Texas, February 28, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 280, A bill to be entitled "An Act to provide authority to the State Highway Commission to select and maintain detour roads through counties where construction of designated parts of the State highway system is being carried on, and setting forth the duties of the commission and of the counties therewith; and providing authority to county commissioners courts to select and maintain temporary detour roads in the counties where construction of any public road is being carried on, not part

of the State system of designated highways, and setting forth the duties of the commissioners court therewith,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,
Austin, Texas, February 28, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 517, A bill to be entitled "An Act to amend Article 2547, Chapter 2, Title 47, Revised Civil Statutes of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, February 28, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 118, "An Act to amend Articles 5431 and 5432, of Title 88, of the Revised Civil Statutes of the State of Texas of 1925, relating to damages by libel, mitigation of damages occasioned by libel, and the defenses in causes of action for libel, and defining privileged matters,"

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

THIRTIETH DAY.

(Continued.)

(Tuesday, March 1, 1927.)

The House met at 9 o'clock a. m. and was called to order by Speaker Bobbitt.

PROVIDING FOR HOLDING NIGHT SESSIONS.

Mr. Holland offered the following resolution:

Whereas, On account of the shortness of the session and the fact that there is now on the table a motion to adjourn sine die on Saturday, March 12, at noon; and

Whereas, On account of the crowded condition of the bills on the calendar of the House; and